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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

OF THE

STATE OF INDIANA,

DURING THE

FORTY-THIRD SESSION

OF THE

GENERAL ASSEMBLY,

COMMENCING THURSDAY, JANUARY 8, 1863.

INDIANAPOLIS:
JOSEPH J. BINGHAM, STATE PRINTER,
1863.



JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

During the forty-third regular session of the General Assembly of the State of Indiana, begun and held in the City of Indianapolis, on Thursday, the eighth day of January, in the year of our Lord one thousand eight hundred and sixty-three, being the day fixed by the Constitution of the State for the meeting of the same.

The Hon. Henry Crawford, Principal Clerk of the last session of this General Assembly, took the chair and called the House to order.

The Clerk proceeded to call the roll of members, when the following members appeared, presented their credentials, and were sworn by the Hon. Samuel E. Perkins, one of the Judges of the Supreme Court, to-wit:

From the County of Adams—Philemon N. Collins.

From the County of Allen—Ochmig Bird and John P. Shoaff.

From the County of Bartholomew—O. H. P. Abbett.

From the County of Boone—Sherman Hostetter.

From the Counties of Boone and Hendricks—Thos. J. Cason.

From the County of Brown—Stephen B. Cook.

From the County of Carroll—John B. Milroy.

From the County of Cass—Charles B. Lasselle.

From the County of Clark—Jonas G. Howard.

From the County of Clinton—Cornelius J. Miller.

From the County of Clay—Adam C. Veach.

From the County of Daviess—Noah S. Given.

From the County of Dearborn—Omer F. Roberts and Alf. Brogan.

From the County of Decatur—Daniel R. Van Buskirk.

From the County of Delaware—Alfred Kilgore.

From the County of DeKalb—Miles Waterman.

From the County of Dubois—Benj. R. Kemp.

From the County of Elkhart—Matthew Rippey.

From the Counties of Elkhart and Lagrange—Amos Davis.

From the Counties of Fayette and Union—Russell B. Perry.

From the County of Fountain—Solomon Hetfield.

From the County of Floyd—Geo. V. Howk.

From the County of Franklin—Redin Osborn.

From the County of Fulton—Nelson G. Shaffer.

From the County of Gibson—Silas M. Holcomb.

From the County of Grant—Henley James.

From the County of Greene—John M. Humphreys.

From the County of Harrison—John Lemmon.

From the County of Hancock—Geo. Y. Atkison.

From the Counties of Hancock and Shelby—James L. Mason.

From the Counties of Hamilton and Tipton—James O'Brien.

From the County of Henry—Charles D. Morgan.

From the County of Hendricks—James M. Gregg.

From the County of Howard—Josiah M. Leeds.

From the Counties of Huntington and Whitley—Samuel McCaughey.

From the County of Jackson—Jason B. Brown.

From the Counties of Jasper and Pulaski—Paris Robinson.

From the County of Jennings—John W. Hutchings.

From the County of Jefferson—David C. Branham and John L. Roe.

From the County of Johnson—Achilles V. Pendleton.

From the County of Jay—Samuel A. Shoaff.

From the Counties of Johnson and Morgan—Thos. W. Woollen.

From the County of Kosciusko—Henry J. Beyerle.

From the Counties of Kosciusko and Wabash—Joseph Marshall.

From the County of Knox—William E. Niblack.

From the County of Lagrange—Francis P. Griffith.

From the County of Lake—David K. Pettibone.

From the County of Laporte—James Forrester and W. W. Higgins.

From the County of Lawrence—Nathaniel Williams.

From the County of Madison—Richard Lake.

From the County of Marion—John C. Tarkington and Wm. H. Kendrick.

From the Counties of Marshall and Starke—Marcus A. O. Packard.

From the County of Monroe—Samuel H. Buskirk.

From the County of Montgomery—James F. Harney.

From the County of Morgan—Jarvis J. Johnson.

From the County of Martin—John R. O'Brien.

From the County of Miami—Richard F. Donaldson.

From the County of Noble—Timothy Baker.

From the Counties of Ohio and Switzerland—Robt. N. Lamb.

From the County of Orange—Geo. H. Hon.

From the County of Owen—Jacob V. Wolfe.

From the County of Parke—Casper Budd.

From the County of Pike—William H. De Bruler.

From the County of Perry—James Hardin.

From the County of Porter—Levi A. Cass.

From the County of Posey—Elijah M. Spencer.

From the County of Putnam—Austin M. Puett and George W. Priest.

From the County of Ripley—Edwin P. Ferris.

From the County of Randolph—John A. Moorman.

From the County of Rush—William S. Hall.

From the County of Scott—Daniel Blocher.

From the County of Spencer—James W. Lemmon.

From the County of Sullivan—Stephen G. Burton.

From the County of Shelby—Jacob Mutz.

From the County of Steuben—Enos B. Noyes.

From the County of St. Joseph—Andrew Anderson, Jr.

From the County of Tippecanoe—Joseph M. Hershey and Sam'l Mustard.

From the Counties of Vanderburg and Posey—John A. Reitz.

From the County of Vanderburg—Thomas E. Garvin.

From the County of Vigo—Bayless W. Hanna and John Kemp.

From the County of Wabash—John L. Stone.

From the County of Warren—Benjamin F. Gregory.

From the County of Washington—Jamison Lee.

From the Counties of Washington and Harrison—Aaron L. Har-
den.

From the County of Wayne—Israel Woodruff, Oliver T. Jones, and Edmund B. Newman.

From the Counties of Wells and Blackford—Geo. S. Howell.

From the Counties of White and Benton—John T. Richardson.

From the County of Warrick—Abraham Chambers.

Mr. Niblack moved that the House proceed to the election of a Speaker.

Which was agreed to.

Mr. Niblack nominated Samuel H. Buskirk, from the county of Monroe.

Mr. Woodruff nominated David C. Branham, of Jefferson county.

Those who voted for Mr. Buskirk were—

Messrs.	Hanna,	Lee,	Puett,
Abbett,	Harden of W.,	Lemmon of H.,	Rietz,
Bird,	Hardin of Perry,	Lemmon of S.,	Richardson,
Blocher,	Harney,	Mason,	Rippey,
Brogan,	Hetfield,	McCaughy,	Roberts,
Brown,	Holcomb,	Miller,	Shaffer,
Burton,	Hon,	Milroy,	Shoaff of Allen,
Collins,	Howard,	Mutz,	Shoaff of Jay,
Cook,	Howell,	Niblack,	Spencer,
DeBruler,	Howk,	O'Brien of M.,	Veatch,
Donaldson,	Humphries,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen—57.
Hall,	Lasselle,		

Those who voted for Mr. Branham were—

Messrs.	Forrester,	Jones,	Noyes,
Anderson,	Gregg,	Kendrick,	O'Brien of H.,
Atkison,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Budd,	Hershey,	Leeds,	Robinson,
Beyerle,	Higgins,	Marshall,	Roe,
Cason,	Hostetter,	Moorman,	Stone,
Cass,	Hutchings,	Morgan,	Tarkington,

Chambers,	James,	Mustard,	Van Buskirk,
Davis,	Johnson,	Newman,	Woodruff—38.

The Chair declared Mr. Buskirk elected Speaker, and appointed Messrs. Branham and Niblack a committee to conduct him to the Chair.

Whereupon the Speaker returned his thanks for the honor conferred upon him in the following manner:

GENTLEMEN:—I shall endeavor, by a prompt, faithful, and impartial discharge of the varied, arduous and responsible duties of the Chair, to make to you some slight return for the high and distinguished honor which you have conferred upon me, by selecting me to preside over your deliberations. I fully appreciate the responsibility that you have imposed upon me, and I earnestly solicit your support and co-operation. I confidently trust that at a time like the present, when our once united, happy, peaceful, and prosperous country is distracted, divided, and involved in civil war, when the Constitution, the Union of the States, and the liberties of the people are imperiled; when the land is filled with mourning; when a hundred thousand of the brave and patriotic sons of our beloved State are exposed to the dangers, hardships, and privations of the tented field; when the people are embarrassed with individual indebtedness, and oppressed with taxation; when our financial, commercial, agricultural, and industrial pursuits are deranged; and when our country demands our wisest, best, and most patriotic efforts, that we, the honored and trusted representatives of the sovereign people will not be influenced by local, personal, selfish, and partisan considerations, but that we will act the part of statesmen and patriots, and will take an enlarged, liberal, comprehensive, and national view of all questions affecting the interest, honor, and prosperity of our common country.

Mr. Bird moved to proceed to the election of Principal Clerk,
Which was agreed to.

Mr. Holcomb nominated Azariah T. Whittlesey, of Vanderburg county.

Mr. Van Buskirk nominated Henry Crawford, of Floyd county.

Those who voted for Mr. Whittlesey were—

Messrs.	Hall,	Lasselle,	Puett,
Abbett,	Hanna,	Lee,	Reitz,
Bird,	Harden of W.,	Lemmon of H.,	Richardson,
Bloucher,	Hardin of Perry,	Lemmon of S.,	Rippey,
Brogan,	Harney,	Mason,	Roberts,
Brown,	Hetfield,	McCaughey,	Shaffer,
Burton,	Holcomb,	Miller,	Shoaff of Allen,
Buskirk,	Hon,	Milroy,	Shoaff of Jay,
Collins,	Howard,	Mutz,	Spencer,
Cook,	Howell,	Niblack,	Veatch,
DeBruler,	Howk,	O'Brien of M.,	Waterman,
Donaldson,	Humphries,	Osborne,	Williams,
Ferris,	Kemp of Dubois,	Packard,	Wolfe,
Garvin,	Kemp of Vigo,	Pendleton,	Woollen—58.
Given,	Lake,	Priest,	

Those who voted for Mr. Crawford were—

Messrs.	Forrester,	Jones,	Noyes,
Anderson,	Gregg,	Kendrick,	O'Brien of H.,
Atkison,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettybone,
Branham,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Stone,
Cason,	Hutchings,	Morgan,	Tarkington,
Cass,	James,	Mustard,	Van Buskirk,
Chambers,	Johnson,	Newman,	Woodruff—40.
Davis,			

Mr. Whittlesey was declared elected and sworn into office by the Hon. Solomon Claypool, Judge of the Circuit Court, and entered upon the discharge of his duties.

A message from the Senate, by the hand of W. H. Drapier, late a Secretary thereof:

MR. SPEAKER:

I am directed to report to the House the passage by the Senate of the following resolution:

Resolved, That the House be informed that the Senate have

convened, formed a quorum, and organized by the election of Paris C. Dunning, of Monroe county, President; James Vawter, of Jennings county, Principal Secretary; Samuel R. Hamill, of Sullivan county, Assistant Secretary; William H. Montgomery, of Martin county, Principal Doorkeeper; Bruce Shields, of Jackson county, Assistant Doorkeeper; and that they are now ready to proceed to legislative business.

Mr. Ferris moved to enter into the election of Assistant Clerk,
Which was agreed to.

Mr. Holcomb nominated Mr. Joseph J. Davis, of Fulton county.
Mr. Beyerle nominated Mr. Oliver Musselman, of Kosciusko county.

Those who voted for Mr. Davis were—

Messrs.	Gregg,	Lake,	Priest,
Abbett,	Hall,	Lasselle,	Puett,
Birdd,	Hanna,	Lee,	Reitz,
Blocher,	Harden of W.,	Lemmon of H.,	Richardson,
Brogan,	Hardin of Perry,	Lemmon of S.,	Rippey,
Brown,	Harney,	Mason,	Roberts,
Burton,	Hetfield,	McCaughey,	Shaffler,
Buskirk,	Holcomb,	Miller,	Shoaff of Allen,
Collins,	Hon,	Milroy,	Shoaff of Jay,
Cook,	Howard,	Mutz,	Spencer,
De Bruler,	Howell,	Niblack,	Veach,
Donaldson,	Hawk,	O'Brien of M.,	Waterman,
Ferris,	Humphries,	Osborne,	Williams,
Garvin,	Kemp of Dubois,	Packard,	Wolfe,
Given,	Kemp of Vigo,	Pendleton,	Woollen—59.

Those who voted for Mr. Musselman were—

Messrs.	Forrester,	Kendrick,	O'Brien of H.,
Anderson,	Gregory,	Kilgore,	Perry,
Atkison,	Griffith,	Lamb,	Pettibone,
Baker,	Hershey,	Leeds,	Robinson,
Branham,	Higgins,	Marshall,	Roe,
Budd,	Hostetter,	Moorman,	Stone,
Beyerle,	Hutchings,	Morgan,	Tarkington,

Cass,	James,	Mustard,	Van Buskirk,
Chambers,	Johnson,	Newman,	Woodruff—38.
Davis,	Jones,	Noyes,	

Mr. Davis was declared elected, was sworn into office by Hon. Solomon Claypool, and entered upon the discharge of his duties.

Mr. Osborne moved that the House proceed to the election of Principal Doorkeeper.

Which was agreed to.

Mr. Griffith nominated Elisha Spellman.

Mr. Hall nominated Benedict Burns.

Those who voted for Mr. Burns were—

Messrs.	Hall,	Lee,	Richardson,
Abbett,	Hanna,	Lemmon of H.,	Rippey,
Bird,	Harden of W.,	Lemmon of S.,	Roberts,
Blocher,	Hardin of Perry,	Mason,	Robinson,
Brogan,	Harney,	McCaughey,	Shaffer,
Brown,	Hetfield,	Miller,	Shoaff of Allen,
Budd,	Holcomb,	Milroy,	Shoaff of Jay,
Burton,	Hon,	Mutz,	Spencer,
Collins,	Howard,	Niblack,	Veach,
Cook,	Howell,	O'Brien of M.,	Waterman,
DeBruler,	Howk,	Osborn,	Williams,
Donaldson,	Humphreys,	Packard,	Wolfe,
Ferris,	Kemp of Dubois,	Pendleton,	Woollen and
Garvin,	Kemp of Vigo,	Priest,	Mr. Speaker—61.
Given,	Lake,	Puett,	
Gregg,	Lasselle,	Reitz,	

Those who voted for Mr. Spellman were—

Messrs.	Gregory,	Kendrick,	O'Brien of H.,
Anderson,	Griffith,	Kilgore,	Perry,
Baker,	Hershey,	Lamb,	Pettibone,
Branham,	Higgins,	Leeds,	Roe,
Beyerle,	Hostetter,	Marshall,	Stone,
Cass,	Hutchings,	Moorman,	Tarkington,
Chambers,	James,	Morgan,	Van Buskirk,
Davis,	Johnson,	Mustard,	Woodruff—35.
Forrester,	Jones,	Newman,	

Mr. Burns having received a majority of all the votes cast, was declared by the Speaker to be duly elected, and was sworn in.

Mr. Niblack moved that the House proceed to the election of a Sergeant-at-Arms,

Which was agreed to.

Mr. Hanna nominated for that office Michael Griffin, of Vigo county.

Those who voted for Mr. Griffin were—

Messrs.	Hanna,	Lemmon of H.,	Richardson,
Abbett,	Harden of W.,	Lemmon of S.,	Rippey,
Bird,	Hardin of Perry,	Mason,	Roberts,
Blocher,	Harney,	McCaughey,	Robinson,
Brogan,	Hetfield,	Miller,	Shaffer,
Brown,	Holcomb,	Milroy,	Shoaff of Allen,
Burton,	Hon,	Mustard,	Shoaff of Jay,
Collins,	Howell,	Mutz,	Spencer,
Cook,	Howard,	Niblack,	Tarkington,
DeBruler,	Howk,	O'Brien of M.,	Veatch,
Ferris,	Humphries,	Osborne,	Waterman,
Forrester,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen, and
Gregg,	Laßelle,	Puett,	Mr. Speaker-62.
Hall,	Lee,	Reitz,	

The following members voted for Stephen McDonald, of Jennings county:

Messrs. Griffith, Hutchings, and Robinson—3.

Blank—24.

Mr. Griffin was declared by the Speaker to be duly elected, when he appeared, and the oath of office was administered by Hon. Solomon Claypool, Judge of the Sixth Judicial Circuit.

Mr. Niblack offered the following:

Resolved, That the Senate be informed that the House of Representatives have convened, formed a quorum, and organized by the election of the Hon. Samuel H. Buskirk, a Representative

from the county of Monroe, as Speaker; Azariah T. Whittlesey, of Vanderburg county, Principal Clerk; Joseph J. Davis, of Fulton county, Assistant Clerk; Benedict Burns, of Rush county, as Doorkeeper; and Michael Griffin, of Vigo county, as Sergeant-at-Arms; and that the House is now ready to proceed with the legislative business of the session.

Mr. Packard offered the following resolution:

Be it resolved by the House of Representatives (the Senate concurring), That a committee of three on the part of the House, and two on the part of the Senate, be appointed to invite some minister of the Gospel to open the General Assembly with prayer immediately preceding the delivery of the message by his Excellency, the Governor.

Which resolution was agreed to.

The Speaker appointed Messrs. Packard, Niblack, and Van Buskirk said committee.

Mr. Waterman offered the following resolution:

Resolved, That the Rules adopted for the government of the last House of Representatives be adopted as the Rules of this House, until otherwise ordered; and that the Doorkeeper be directed to furnish each member with a copy of said Rules.

Mr. Jones, of Wayne, offered the following resolution:

WHEREAS, The suppression of the rebellion, the restoration and preservation of the Union of all the States, is the great and paramount object of all loyal citizens; therefore, be it

Resolved, That the members of this Legislature will vote for no man for office who is not in favor of a vigorous prosecution of the war, and who is not unalterably opposed to the severance of any State or States of the Union.

Mr. Roberts moved to refer the resolution to the Committee on Federal Relations.

Mr. Miller moved the previous question,
Which was seconded by the House.

The main question being upon the reference of said resolution, Messrs. Atkison and Noyes demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lee,	Reitz,
Abbett,	Hanna,	Lemmon of H.,	Richardson,
Bird,	Harden of W.,	Lemmon of S.,	Rippey,
Blocher,	Hardin of Perry,	Mason,	Roberts,
Brogan,	Harney,	McCaughey,	Shaffer,
Brown,	Hetfield,	Miller,	Shoaff of Allen,
Burton,	Holcomb,	Milroy,	Shoaff of Jay,
Cass,	Howard,	Mutz,	Spencer,
Collins,	Howell,	Niblack,	Veatch,
Cook,	Howk,	O'Brien of M.,	Waterman,
DeBruler,	Humphreys,	Osborne,	Williams,
Donaldson,	Kemp of Dubois,	Packard,	Wolfe,
Ferris,	Kemp of Vigo,	Pendleton,	Woollen,
Garvin,	Lake,	Priest,	Mr. Speaker—58.
Given,	Lasselle,	Puett,	

Those who voted in the negative were—

Messrs.	Gregg,	Jones,	Noyes,
Anderson,	Gregory,	Kendrick,	O'Brien of H.,
Atkison,	Griffith,	Kilgore,	Perry,
Baker,	Hershey,	Lamb,	Pettibone,
Branham,	Higgins,	Leeds,	Robinson,
Budd,	Hon,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Tarkington,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Chambers,	James,	Mustard,	Woodruff—38.
Forrester,	Johnson,	Newman,	

So the resolution was referred.

Mr. Hanna offered the following resolution:

WHEREAS, The Secretary of War of the United States, in his late official report, has declared that the political arrests that have been made in the various States were made by the advice and consent of the several Governors thereof; therefore,

Resolved, That His Excellency, Governor Oliver P. Morton, be

requested, at an early day, to furnish this House with the facts in relation to the political arrests that have been made throughout the State of Indiana.

Which resolution was adopted.

Mr. Newman offered the following :

Resolved, That the newspaper reporters be allowed seats inside the Bar, for the purpose of reporting the proceedings of this House.

Adopted.

Mr. Brown gave notice that he would, at a subsequent day, introduce a resolution to have appointed a special committee, who shall have power to send for persons and papers, and to compel attendance, and whose duty it shall be to ascertain the number of political arrests that have been made in the State of Indiana, and to report by bill or otherwise, the proper and necessary legislation to prevent such outrages.

Mr. Griffith offered the following resolution :

WHEREAS, The election law of Indiana requires that every voter shall cast his ballot in the township or precinct in which he may reside, and consequently those brave men who are in the field, battling for the supremacy of the law and the integrity of the Union, are thereby disfranchised, therefore, .

Be it resolved, That the Judiciary Committee be directed to inquire into the expediency of reporting a bill so amending said law as to confer upon the Indiana Volunteers, now in the service of the United States, the privilege and right of voting for State and county officers at all elections held therefor, and that they report at the earliest practicable moment.

The resolution was referred to the Committee on the Judiciary.

Mr. Moorman of Randolph, offered the following resolution :

Resolved, That a committee of three be appointed, to act with a like committee on the part of the Senate, to wait upon his Excellency, the Governor, and inquire when it will suit his convenience to deliver his Message to the General Assembly.

The resolution was adopted.

The Speaker appointed the following gentlemen as such committee :

Messrs. Moorman, Branham, and Hanna.

Mr. Woodruff offered the following resolution :

Resolved, That the Doorkeeper be directed to place a copy of the Revised Statutes, and Journals of the last session, on the desk of each member.

Adopted.

Mr. Miller offered the following resolution :

Resolved, (the Senate concurring), That we meet in Joint Convention in this Hall, on to-morrow, at the hour of 2 P. M., for the purpose of electing two United States Senators, one to run until the 4th day of March, 1863, and the other for the term of six years from that date, and make that the order of business until the same is through with, except to receive communications from the Governor.

The resolution was adopted, and the Clerk ordered to inform the Senate thereof.

Mr. Branham moved to adjourn.

The House refused to adjourn.

Mr. Griffith offered the following resolution :

Resolved, That the Doorkeeper of this House be directed to contract with the proprietors of the Daily Indiana Sentinel and Daily Indiana State Journal, for three copies each of said papers, for the use of the members and elective officers thereof, two copies of each to be enveloped and stamped for mailing.

Mr. Given moved to insert "five," instead of "three," as to the number of copies.

Not adopted.

Mr. Roberts moved to insert the Volksblatt.

Adopted.

The resolution, as amended, was then adopted.

On motion of Mr. Holcomb,

The House adjourned until two o'clock.

2 O'CLOCK, P. M.

House met.

The following message was received from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has adopted the following resolution:

Resolved, That a committee of three be appointed to act with a like committee on the part of the House, to wait upon his Excellency, the Governor, inform him of the organization of the General Assembly, and inquire of him when it will be convenient for him to deliver his Message to the General Assembly, in which the concurrence of the House is requested, and have appointed Senators Ray, Davis of Parke, and Hoagland said committee on part of the Senate.

The House concurred in the resolution, and the Speaker appointed Messrs. Moorman, Branham and Hanna, on the part of the House.

Mr. Irad Abdill, Representative from Vermillion county, appeared, presented his credentials and was sworn by the Speaker.

Mr. Moorman offered the following resolution:

Resolved, That the Librarian be directed to procure as economically as possible, all stationery necessary for the use of the House during the present session, and safely keep the same in the library

room, under his own charge, subject to be delivered to the Principal Clerk and Members of the House, in such quantities as they may require, upon written order, to be delivered to said Librarian as the same is obtained, which order the Librarian shall retain and carefully file, as vouchers of the amount so delivered.

Mr. Packard moved to refer the resolution to a select committee of five.

A division of the House being called for, the resolution was referred to the following as a select committee appointed by the Speaker—Messrs. Moorman, Packard, Milroy, Mustard and Mason.

Mr. Morgan offered the following resolution:

Resolved, That the thanks of the General Assembly be tendered to Major-General Rosecrans, and the officers and privates who served under him, for their brave and heroic conduct in the late and terrible battle recently fought near Murfreesboro; and that we sincerely sympathize with the friends and relations of the many patriots who there sacrificed their lives in behalf of their country; and that a copy of this resolution be transmitted by the Clerk to the commanding officer of each regiment engaged in the late battle of Murfreesboro.

Messrs. Kendrick and Branham demanded the ayes and noes on the passage of the resolution.

Those who voted in the affirmative were—

Messrs.	Gregory,	Lake,	Perry,
Abbett,	Griffith,	Lamb,	Pettibone,
Abdill,	Hall,	Lasselle,	Priest,
Anderson,	Hanna,	Lee,	Puett,
Atkison,	Harden of W.,	Leeds,	Reitz,
Baker,	Hardin of Perry,	Lemmon of H.,	Richardson,
Bird,	Harney,	Lemmon of S.,	Rippey,
Blocher,	Hetfield,	Marshall,	Roberts,
Branham,	Hershey,	Mason,	Robinson,
Brogan,	Higgins,	McCaughey,	Roe,
Brown,	Holcomb,	Miller,	Shaffer,
Budd,	Hon,	Milroy,	Shoaff of Allen,
Burton,	Hostetter,	Moorman,	Shoaff of Jay,

Beyerle,	Howard,	Morgan,	Spencer,
Cason,	Howell,	Mustard,	Stone,
Cass,	Howk,	Mutz,	Tarkington,
Chambers,	Humphreys,	Newman,	Van Buskirk,
Collins,	Hutchings,	Niblack,	Veach,
Cook,	James,	Noyes,	Waterman,
Davis,	Johnson,	O'Brien of H.,	Williams,
Donaldson,	Jones,	O'Brien of M.,	Wolfe,
Ferris,	Kemp of Dubois,	Osborn,	Woodruff,
Forrester,	Kemp of Vigo,	Packard,	Woollen,
Garvin,	Kendrick,	Pendleton,	Mr. Speaker-92.
Grëgg,	Kilgore,		

So the resolution was unanimously adopted.

Mr. Holcomb offered the following resolution :

Resolved by the House of Representatives, (the Senate concurring therein,) That our Senators be instructed, and our Representatives in Congress requested to cast their votes and use their influence in favor of a law reducing the pay of all commissioned officers in the army of the United States, at least twenty-five per cent., and raising the pay of all privates in said service at least four dollars per month.

Mr. Branham moved to strike out all relative to the pay of officers.

Mr. Brown moved to lay the amendment on the table.

Messrs. Brown and Packard having demanded the ayes and noes,

Those who voted in the affirmative were—

Messrs.	Given,	Kemp of Vigo,	Puett.
Abbett,	Gregory,	Lake,	Reitz,
Abdill,	Hall,	Lasselle,	Richardson,
Atkison,	Hanna,	Lee,	Rippee,
Baker,	Harden of W.,	Lemmon of H.,	Roberts,
Bird,	Hardin of Perry,	Lemmon of S.,	Robinson,
Blocher,	Harney,	Mason,	Shaffer,
Brogan,	Hetfield,	McCaughy,	Shoaff of Allen,
Brown,	Hershey,	Miller,	Shoaff of Jay,
Burton,	Holcomb,	Mustard,	Spencer,
Beyerle,	Hon,	Mutz,	Veach,

Chambers,	Hostetter,	Niblack,	Waterman,
Collins,	Howard,	O'Brien of M.,	Williams,
Cook,	Howell,	Osborn,	Wolfe,
Donaldson,	Howk,	Packard,	Woollen,
Ferris,	Humphreys,	Pendleton,	Mr. Speaker-66.
Garvin,	Kemp of Dubois,	Priest,	

Those who voted in the negative were—

Messrs.	Higgins,	Leeds,	Perry,
Anderson,	Hutchings,	Marshall,	Pettibone,
Branham,	James,	Milroy,	Roe,
Budd,	Johnson,	Moorman,	Stone,
Cass,	Jones,	Newman,	Tarkington,
Davis,	Kendrick,	Noyes,	Van Buskirk and
Forrester,	Kilgore,	O'Brien of H.,	Woodruff-29.
Griffith,	Lamb,		

The question being then on the adoption of the resolution,

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Puett,
Abbett,	Hardin of Perry,	Leeds,	Reitz,
Abdill,	Harney,	Lemmon of H.,	Richardson,
Atkison,	Hetfield,	Lemmon of S.,	Rippey,
Blocher,	Hershey,	Mason,	Roberts,
Brogan,	Holcomb.	McCaughy,	Robinson,
Brown,	Hon,	Miller,	Roe,
Burton,	Hostetter,	Milroy,	Shaffer,
Beyerle,	Howard,	Mustard,	Shoaff of Allen,
Cass,	Howell,	Mutz,	Shoaff of Jay,
Chambers,	Howk,	Newman,	Spencer,
Cook,	Humphreys,	Niblack,	Tarkington,
Donaldson,	Hutchings,	O'Brien of H.,	Veatch,
Ferris,	Johnson,	O'Brien of M.,	Waterman,
Garvin,	Kemp of Dubois,	Osborne,	Williams,
Given,	Kemp of Vigo,	Packard,	Wolfe,
Gregory,	Kilgore,	Pendleton,	Woodruff,
Griffith,	Lake,	Perry,	Woollen,
Hall,	Lamb,	Pettibone,	Mr. Speaker-78..
Hanna,	Lasselle,	Priest,	

Those who voted in the negative were—

Messrs.	Burton,	Jones,	Noyes.
Anderson,	Davis,	Kendrick,	Stone,
Bird,	Higgins,	Marshall,	Van Buskirk-15.
Branham,	James,	Moorman,	

Mr. Hawk offered the following concurrent resolution :

Resolved by the House, (the Senate concurring,) That a joint committee of — be raised, consisting of five members from the House and — from the Senate, to whom shall be referred for revision the joint rules of the two Houses.

Resolved, further, That the rules for the government of this House be referred for revision to the members of said committee from this House.

Adopted.

The Speaker appointed the following said committee on the part of the House :

Messrs. Hawk, Niblack, Branham, Wolfe, and Newman.

Mr. Burton offered the following resolution :

Resolved by the House of Representatives, (the Senate concurring,) That our Senators in Congress be instructed, and our Representatives be requested to oppose, by all honorable means, every bill or proposition which indorses the President of the United States in his infamous Abolition Proclamation, and which may look directly or indirectly to its faithful execution.

Mr. Noyes moved to refer the resolution to the Committee on Federal Relations, and, upon that question,

Messrs. Newman and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lamb,	Pendleton,
Abdill,	Hardin of P.,	Lasselle,	Perry,
Anderson,	Harney,	Leeds,	Puett,
Baker,	Hetfield,	Lemmon of H.,	Reitz,
Bird,	Hershey,	Mason,	Richardson,

Brown,	Holcomb,	McCaughey,	Rippey,
Budd,	Hon,	Miller,	Shaffer,
Burton,	Howard,	Milroy,	Shoaff of A.,
Cass,	Howell,	Morgan,	Shoaff of J.,
Collins,	Howk,	Mustard,	Spencer,
Cook,	James,	Mutz,	Veach,
Davis,	Johnson,	Niblack,	Waterman,
Donaldson,	Kemp of D.,	Noyes,	Williams,
Garvin,	Kemp of V.,	O'Brien of M.,	Wolfe,
Gregory,	Kilgore,	Osborn,	Woollen, and
Griffith,	Lake,	Packard,	Mr. Speaker-64.
Hanna,			

Those who voted in the negative were—

Messrs.	Forrester,	Kendrick,	Priest,
Abbett,	Given,	Lee,	Robinson,
Atkison,	Hall,	Lemmon of S.,	Roe,
Blocher,	Higgins,	Marshall,	Stone,
Brogan,	Hostetter,	Moorman,	Tarkington,
Beyerle,	Humphreys,	Newman,	Van Buskirk,
Chambers,	Hutchings,	O'Brien of H.,	Woodruff—30.
Ferris,	Jones,	Pettibone,	

So the resolution was referred.

Mr. Van Buskirk offered the following resolution :

Resolved, That to the number of newspapers ordered by the resolution passed this morning, we add three copies of the Evening Gazette for each member.

Mr. Holcomb moved to lay the resolution on the table.

Carried.

Mr. Newman offered the following resolution :

Resolved, That the Doorkeeper be instructed to obtain from the Secretary of State all the documents published by law for distribution, including the reports of the State Officers, Penitentiary, Benevolent Institutions, &c., and place the pro rata share of each member on his desk as early as practicable.

Agreed to.

On motion of Mr. Hanna,

The House adjourned until to-morrow at 9 o'clock, A. M.

FRIDAY MORNING, 9 o'clock, }
January 9, 1863. }

The House met pursuant to adjournment.

The journal was read and approved.

The following message was received from the Governor, by Mr. Holloway, his Private Secretary:

EXECUTIVE DEPARTMENT, }
Indianapolis, January 8, 1863. }

*To the House of Representatives,
of the State of Indiana:*

You are informed that William R. Holloway, my Private Secretary, is authorized to make communications to your body in my behalf.

O. P. MORTON,
Governor of Indiana.

Mr. Newman offered the following resolution:

Resolved, That the Committee of Ways and Means be instructed to allow no claims to go into the Specific Appropriation Bill, which shall not have been presented at least ten days before the expiration of the session, unless the claim shall have accrued within, or during the last twelve days of the session.

Mr. Niblack moved to refer said resolution to the Committee on Ways and Means.

Which was agreed to.

Mr. Mutz offered the following resolution:

Resolved, That the Doorkeeper be requested to furnish each member with three dollars worth of postage stamps.

Mr. Packard moved to refer the resolution to the select committee on Stationery.

Adopted.

Mr. Holcomb asked and obtained leave of absence, on account of sickness, for Mr. DeBruler.

Mr. Miller offered the following resolution :

Resolved, That the Committee on the Judiciary be instructed to inquire whether additional legislation, for the purpose of more effectually enforcing the spirit and intent of the 13th Article of the Constitution, is practicable and expedient, and, if so, to report a bill fully embracing such legislation.

Adopted.

Mr. Given offered the following resolution :

WHEREAS, Many citizens of this State have been arrested by persons acting, or pretending to be acting, under the authority of the General Government, and have been confined in military prisons, or camps, without any public charge being preferred against them, and without any opportunity being allowed them to learn or disprove the charges made, or alleged to be made, against them, and refused a trial. There being no insurrection, or rebellion, or any other obstruction to the constitutional authority of the General Government, existing within this State;

AND WHEREAS, It is a sacred right, guaranteed to every citizen by the Constitution of our common country, that he shall not be deprived of his liberty unless by due process of law, and when arrested shall have a speedy and public trial by an impartial jury—be informed of the nature and cause of the accusation—and be confronted by the witness against him; therefore,

Resolved, That the House of Representatives of the General Assembly of the State of Indiana, do hereby denounce and condemn all such arrests as acts of tyranny, a flagrant violation of the rights of the people, as unwarranted by the laws and Constitution under which we live, and do hereby demand that all such arrests shall hereafter cease.

Mr. Newman moved to lay the resolution on the table.

Messrs. Newman and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Chambers,	Johnson,	Newman,
Abdill,	Davis,	Jones,	Noyes,
Anderson,	Forrester,	Kendrick,	O'Brien of H.,
Atkison,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Branham,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Stone,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Cass,	James,	Mustard,	Woodruff—39.

Those who voted in the negative were—

Messrs.	Harden of W.,	Lemmon of H.,	Richardson,
Abbett,	Hardin, of P.,	Lemmon of S.,	Rippey,
Bird,	Harney,	Mason,	Roberts,
Blocher,	Hetfield,	McCaughy,	Shaffer,
Brogan,	Holcomb,	Miller,	Shoaff of A.,
Brown,	Hou,	Milroy,	Shoaff of J.
Burton,	Howard,	Mutz,	Spencer,
Collins,	Howell,	Niblack,	Tarkington,
Cook,	Howk,	O'Brien of M.,	Veach,
Donaldson,	Humphreys,	Osborn,	Waterman,
Ferris,	Kemp of D.,	Packard,	Williams,
Garvin,	Kemp of V.,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen, and
Hall,	Lasselle,	Puett,	Mr. Speaker—58.
Hanna,	Lec,	Reitz,	

So the motion was lost.

Mr. Richardson moved to refer the resolution to the Committee on Federal Relations.

Lost.

Mr. Miller demanded the previous question.

Mr. Anderson moved to adjourn.

And the ayes and noes being demanded by ten members,

Those who voted in the affirmative were—

Messrs.	Forrester,	Jones,	Noyes,
Abdill,	Gregg,	Kendrick,	O'Brien of H.,
Anderson,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Branham,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Stone,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Cass,	James,	Mustard,	Wolfe,
Chambers,	Johnson,	Newman,	Woodruff—40.
Davis,			

Those who voted in the negative were—

Messrs.	Hanna,	Lee,	Reitz,
Abbett,	Harden of W.,	Lemmon of H.,	Richardson,
Atkison,	Hardin of Perry,	Lemmon of S.,	Rippey,
Bird,	Harney,	Mason,	Roberts,
Blocher,	Hetfield,	McCaughy,	Shafier,
Brogan,	Holcomb,	Miller,	Shoaff of Allen,
Brown,	Hon,	Milroy,	Shoaff of Jay,
Burton,	Howard,	Mutz,	Spencer,
Collins,	Howell,	Niblack,	Tarkington,
Cook,	Howk,	O'Brien of M.,	Veatch,
Donaldson,	Humphreys,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Woollen,
Given,	Lake,	Priest,	Mr. Speaker—58.
Hall,	Lasselle,	Puett,	

So the House refused to adjourn.

The main question being ordered,

Messrs. Anderson and Packard demanded the ayes and noes on the passage of the resolution.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lee,	Reitz,
Abbett.	Harden of W.,	Lemmon of H.,	Richardson,
Atkison,	Hardin of Perry,	Lemmon of S.,	Rippey,
Bird,	Harney,	Mason,	Roberts,
Blocher,	Hetfield,	McCaughey,	Shaffer,
Brogan,	Holcomb,	Miller,	Shoaff of Allen,
Brown,	Hon,	Milroy,	Shoaff of Jay,
Burton,	Howard,	Mutz,	Spencer,
Collins,	Howell,	Niblack,	Veatch,
Cook,	Howk,	O'Brien of M.,	Waterman,
Donaldson,	Humphreys,	Osborne,	Williams,
Ferris,	Kemp of Dubois,	Packard,	Wolfe,
Garvin,	Kemp of Vigo,	Pendleton,	Woollen,
Given,	Lake,	Priest,	Mr. Speaker—58.
Hall,	Lasselle,	Puett,	

Those who voted in the negative were—

Messrs.	Gregory,	Kilgore.	Pettibone,
Abdill,	Griffith,	Lamb,	Robinson,
Anderson,	Hershey,	Moorman,	Roe,
Baker,	Higgins,	Morgan,	Stone,
Branham,	Hostetter,	Mustard,	Tarkington,
Budd,	Johnson,	Newman,	Van Buskirk,
Cason,	Jones,	Noyes,	Woodruff—30.
Cass,	Kendrick,	O'Brien of H.,	

So the resolution was adopted.

Mr. Brown offered the following resolution:

WHEREAS, The Constitution of the United States and of the State of Indiana solemnly guarantee to the people thereof, freedom of speech, freedom of the press, the sacred right of the writ of habeas corpus, security from arrest without due process of law, and that in all criminal prosecution the accused shall enjoy the right to a speedy and public trial by an impartial jury of the State and district wherein the crime shall have been committed, and to be informed of the nature and cause of the accusation, to be confronted with the witnesses against him, and have compulsory process for obtaining witnesses, counsel, &c.

AND WHEREAS, We have witnessed within the past twenty

months the violation of all these provisions so indispensable to a free government, and necessary for the enjoyment of public liberty, by means alike arbitrary, violent, insulting and degrading, to a degree unknown to any government on earth except those avowedly and notoriously wicked, cruel and despotic.

AND WHEREAS, We, the representatives of the people, assembled in a legislative capacity, charged with the high duty of enacting laws for the protection of the people and the preservation of their rights, deem it our first duty to ascertain the facts connected with the criminal usurpation and wrongs which have been practised by political arrests; and in order to give those who have unlawfully made them, or caused them to be made, the prominence to a position of lasting infamy which their conduct merits, alike as to punishment, and as a warning to others hereafter, and enable us to act intelligently and efficiently in providing such legislation as will prevent their repetition; therefore,

Resolved, That a committee of one from each Congressional District of this State be appointed by this House, whose duty it shall be to report to this body the number of arrests for political causes, made within the limits of the State, and all the facts connected with each; showing by whose order, procurement, or influence, either immediate or remote, the arrests were made, the place, time, and manner of the same, and by whom made; the charges (if any) made against them, and the probability of their truth or falsity, the place and duration of their imprisonment and treatment, the trial, or opportunity for trial, which they may have had, if any; the circumstances of their discharge, if discharged; the injury to their persons or families (if any) which have resulted from their unlawful detention, and the damages or pecuniary loss sustained by them in consequence of their imprisonment.

Resolved, That said committee also inquire into and report if there have been obstructions to the free exercise of the liberty of speech, or press, or any abridgment thereof, within the past two years, in this State, and if so, report the facts connected therewith.

Resolved, That said committee be authorized to report a bill that shall contain provisions adequate to protect the people from arbitrary commission of unconstitutional acts by such penalties and punishment upon those guilty of the same, as may effectually prevent their repetition, and provide means for redress and restitution

by damages, or otherwise to requite their wrongs, while serving as an exemplary warning to other usurpers in all time to come.

Resolved, That said committee be and are hereby authorized and empowered to send for persons and papers, or visit any locality within the State that may be deemed necessary to the full and complete discharge of their duty.

Mr. Tarkington moved to strike out the preamble.

Mr. Packard moved to lay the motion of Mr. Tarkington upon the table,

And,

Upon a division of the House,

The motion was adopted.

Mr. Packard moved the previous question.

Which was seconded by the House, and the main question ordered.

Messrs. Packard and Roberts demanded the ayes and noes on the passage of the resolution.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of H.,	Richardson,
Abbett,	Hardin of Perry,	Lemmon of S.,	Rippey,
Atkison,	Harney,	Mason,	Roberts,
Bird,	Hetfield,	McCaughy,	Robinson,
Blocher,	Holcomb,	Miller,	Shaffer,
Brogan,	Hon,	Milroy,	Shoaff of Allen,
Brown,	Howard,	Mutz,	Shoaff of Jay,
Barton,	Howell,	Niblack,	Spencer,
Collins,	Howk,	O'Brien of M.,	Stone,
Cook,	Humphreys,	Osborne,	Veatch,
Donaldson,	Kemp of Dubois,	Packard,	Waterman,
Ferris,	Kemp of Vigo,	Pendleton,	Williams,
Garvin,	Lake,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Hall,	Lee,	Reitz,	Mr. Speaker—60.
Hanna,			

Those who voted in the negative were—

Messrs.	Forrester,	Johnson,	O'Brien of H.,
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Anderson,	Gregg,	Jones,	Pettibone,
Baker,	Gregory,	Kendrick,	Roe,
Branham,	Griffith,	Kilgore,	Tarkington,
Budd,	Higgins,	Moorman,	Van Buskirk,
Cass,	Hostetter,	Mustard,	Woodruff—26.
Chambers,	Hutchings,	Noyes,	

Mr. Moorman, from the select joint committee appointed to wait on His Excellency, the Governor, to know when it would suit his convenience to deliver his message, made the following report :

MR. SPEAKER:

The select committee of three appointed to act with a committee on the part of the Senate, to wait upon his Excellency the Governor and inquire at what time he will deliver his message to the General Assembly, have performed that duty, and now report that his Excellency will deliver his message at any time this afternoon that may suit the convenience of the House.

MOORMAN, Chairman.

On motion of Mr. Abbett,
The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

House met.

Mr. Niblack offered the following resolution, which was adopted by consent:

Resolved, That the Senate be respectfully requested to repair to the Hall of the House of Representatives instantler, to hear the message of his Excellency the Governor, and that seats be provided for them on the right of the Speaker's Chair.

Mr. Moorman, from the special committee on stationery, reported back the resolution referred to them on yesterday, and recommended its adoption by the following report:

Resolved, That the State Librarian be instructed to furnish the members of this House such stationery as they may order, and that he file said orders and report to this House the amount ordered by each member before the close of the present session.

Mr. Roberts asked and obtained leave to introduce

House bill No. 1. An act supplemental to an act entitled "an act to enforce the thirteenth Article of the Constitution," approved June 18, 1852.

Which was read a first time, and passed to a second reading.

MR. SPEAKER:

A majority of the committee to whom was referred the resolution on the subject of stationery, beg leave to report it back and recommend its adoption.

MOORMAN, *Chairman*.

Mr. Holcomb moved the following amendment:

That the Librarian make report to this House every two weeks.
Adopted.

Mr. Mason offered the following resolution, which, upon a division of the House, was adopted:

Resolved, That the Committee on the Judiciary be requested to inquire into the expediency of abolishing the Common Pleas Court, and report by bill, or otherwise, at their earliest convenience.

Mr. Waterman offered the following concurrent resolution:

Resolved, by the House of Representatives of the General Assembly of the State of Indiana (the Senate concurring), That our Senators in Congress be instructed, and our Representatives requested, to use every honorable exertion to defeat the project known as the "Compensatory Emancipation Scheme," by voting to repeal all laws heretofore passed for carrying into operation said scheme, and against all appropriations having the same object in view.

Mr. Roberts moved to refer to the Committee on Federal Relations,

And it was so ordered.

Mr. Griffith offered the following resolution :

Resolved, That the Unconditional Union men of Indiana do not indorse any act of the General or State Governments manifestly despotic in its character, relative to arrests made by such Governments ; but that we hold it to be the duty of every citizen of these United States to support the Constitutional authorities thereof, in this period of rebellion, against such authority, we cheerfully submit to any act of the General and State Governments, the object of which is the maintenance of the integrity of the Union and the supremacy of the law, though the *act* should work personal detriment to the individual, believing that the powers that be do not purpose to trample upon the rights of any citizen, but otherwise to protect and preserve the prosperity of the whole people ; and that, as citizens, we should be as ready to perform our *duty* to our country as we are to assert the rights and privileges which she has given to us.

Mr. Hanna moved to refer to the Committee on Federal Relations,

And it was so ordered.

The Speaker laid before the House papers relative to the contest of the seats of the members from Marion county.

Which was referred to the Committee on Elections.

The Speaker laid before the House the following communication from the President of the Senate :

To the Speaker of the House of Representatives :

The President of the Senate would respectfully inform the House of Representatives that having no quorum, by reason of the absence of the following Senators, viz : Bearss, Beeson, Berry, Blair, Campbell, Claypool, Culver, Davis of Parke, Dickinson, Grubb, Mansfield, March, Mellett, New, Pleak, Reed, Teegarden, and Wright, the Senate is unable to comply with the invitation of the House of Representatives to repair to its Hall for the purpose of hearing the message of his Excellency, the Governor.

PARIS C. DUNNING,
President of the Senate.

Mr. Packard introduced the following resolution, which was adopted:

Resolved, That the House of Representatives, by a committee of two of its members, be requested to wait on his Excellency, the Governor, and say to him that owing to the Senate having no quorum, it is unable to attend the Hall of the House as a Senate, and that as there is no General Assembly at this day in session, the House is unable to say when it can have the pleasure of hearing the message of the Governor of State.

The Speaker appointed Messrs. Packard and Branham said committee.

Mr. Ferris offered the following resolution:

Resolved, That His Excellency, the Governor, be requested to inform this House at an early day as possible, the number of drafted men taken from each county, and also the number, if any, of such regiments or companies of nine months troops that have been organized in accordance with the act of Congress under which the draft was made, and if no such organization has been perfected, the reasons for such delay.

Mr. Brown moved to refer to a select committee of five.

Agreed to.

The Speaker appointed Messrs. Ferris, Brown, Kilgore, Shaffer and Johnson said committee.

Mr. Roberts offered the following resolution:

Resolved, That all motions and resolutions in relation to the present condition of the country, and all motions and resolutions proposing remedies therefor, be referred to the Committee on Federal Relations without debate, until otherwise ordered, and that the committee be instructed to report at as early a day as practicable.

Mr. Brown moved to strike out the words "without debate."

Before the question was taken, Mr. Roberts moved to informally pass the further consideration of the resolution.

A communication was received from His Excellency, the Governor, by Mr. Holloway, his Private Secretary.

On motion of Mr. Niblack,

The House adjourned till to-morrow at 9 o'clock, A. M.

SATURDAY MORNING, 9 O'CLOCK, }
January 10, 1863. }

The House met pursuant to adjournment.

The Journal of yesterday was read and approved.

Mr. Packard, from a select committee, made the following report, which was adopted :

The select committee raised by the House, to wait upon His Excellency, the Governor, and inform him that owing to the fact that the Senate was not organized, there being no quorum in that body, and that therefore the General Assembly, could not receive his annual message, would respectfully report that they discharged that duty immediately upon their appointment on said committee, and that the chairman thereof made a report to the Speaker of the House, prior to the reception of any communication from the Governor, except the one authorizing his Private Secretary, Mr. Holloway, to make communications to the House.

Mr. Packard offered the following resolution :

Resolved, That this House declines to receive the message of his Excellency the Governor, communicated to it on yesterday, and that the same be respectfully returned to him to await the further action of the General Assembly.

Mr. Lasselle moved that the resolution be amended by inserting, after the word "resolved," the following words, to-wit :

"As there was no Senate in session, and no General Assembly to receive such address, as contemplated by the Constitution."

Mr. Packard accepted the amendment.

Mr. Moorman moved the previous question,
Which was seconded, and the main question ordered.

Messrs. Kendrick and Branham demanded the ayes and noes..

Mr. Griffith, when his name was called, asked to be excused from voting,

Which was granted.

Those who voted in the affirmative were—

Messrs.	Hall,	Lee,	Puett,
Abbett,	Hanna,	Lemmon of H.,	Reitz,
Abdill,	Harden of W.,	Lemmon of S.,	Richardson,
Atkison,	Hardin of Perry,	Mason,	Rippey,
Bird,	Harney,	McCaughey,	Roberts,
Blocher,	Hetfield,	Miller,	Shaffer,
Brogan,	Holcomb,	Milroy,	Shoaff of Allen,
Brown,	Hon,	Mustard,	Shoaff of Jay,
Burton,	Howard,	Mutz,	Spencer,
Collins,	Howell,	Niblack,	Veatch,
Cook,	Howk,	O'Brien of M.,	Waterman,
Davis,	Humphreys,	Osborne,	Williams,
Donaldson,	Kemp of Dubois,	Packard,	Wolfe,
Ferris,	Kemp of Vigo,	Pendleton,	Woollen,
Garvin,	Lake,	Priest,	Mr. Speaker-61.
Given,	Lasselle,		

Those who voted in the negative were—

Messrs.	Gregory,	Kilgore,	O'Brien of H.,
Anderson,	Hershey,	Lamb,	Perry,
Baker,	Higgins,	Leeds,	Pettibone,
Branham,	Hostetter,	Marshall,	Robinson,
Budd,	James,	Moorman,	Stone,
Beyerle,	Johnson,	Morgan,	Tarkington,
Cass,	Jones,	Newman,	Van Buskirk,
Chambers,	Kendrick,	Noyes,	Woodruff-32.
Forrester,			

So the resolution was adopted.

Mr. Harney offered the following resolution:

Resolved, That when this House adjourn, it adjourn to meet on Monday next, at 2 o'clock, P. M.

Mr. Moorman, from a select committee, submitted the following report, which was concurred in:

MR. SPEAKER:

The committee to whom was referred the resolution on the sub-

ject of postage stamps, would respectfully report that they recommend that the Doorkeeper be instructed to furnish each member with two dollars' worth of three cent stamps, and one dollars' worth of one cent stamps; also, in addition, that he arrange with the offices of the Sentinel and Journal for the stamping of the enveloped papers furnished the members of this House.

Mr. Donaldson offered the following resolution:

WHEREAS, The sixth section of the eleventh article of the Constitution provides that no person conscientiously opposed to bearing arms shall be compelled to perform militia duty, but such person shall pay an equivalent for exemption the amount prescribed by law.

Resolved, That the Committee on Military Affairs be instructed to inquire by what authority such equivalent was fixed at two hundred dollars, and whether any legislation is necessary upon the subject, and to report upon the subject by bill or otherwise.

Which was agreed to.

Mr. Bird asked and obtained leave to introduce

House bill No. 2, entitled "an act to create the Sixteenth Judicial Circuit, and to provide for the election of a judge and prosecuting attorney thereof, and to provide for terms of Courts therein."

Which was read the first time, and passed to a second reading.

On motion of Mr. Harney,
The House adjourned until Monday next, at 2 o'clock, P. M.

MONDAY, 2 o'clock, P. M., }
January 12, 1863. }

The House met.

The Journal of Saturday was read and approved.

Mr. Thomas Ryan, member of this House from Crawford coun-

ty, appeared, presented his credentials, and was sworn by the Speaker.

Mr. Brown asked leave of absence for four days to Mr. Ferris, to which the House consented.

Mr. Moorman asked and obtained leave to introduce

House bill No. 3. An act appropriating thirty thousand dollars for the expenses of the present Legislature,

Which was read a first time, and passed to a second reading.

Mr. Moorman moved that the rule be suspended, and the bill read a second time.

The question being on the suspension of the rules,

Those who voted in the affirmative were—

Messrs.	Gregory,	Lake,	Priest,
Abbett,	Griffith,	Lamb,	Puett,
Abdill,	Hall,	Lasselle,	Reitz,
Anderson,	Harden of W.,	Lee,	Richardson,
Atkison,	Hardin of Perry,	Leeds,	Rippey,
Baker,	Harney,	Lemmon of H.,	Roberts,
Bird,	Hetfield,	Lemmon of S.,	Robinson,
Blocher,	Hershey,	Mason,	Roe,
Branham,	Higgins,	McCaughy,	Ryan,
Brogan,	Holecomb,	Miller,	Shaffer,
Brown,	Hon,	Milroy,	Shoaff of Allen.
Budd,	Hostetter,	Moorman,	Shoaff of Jay,
Burton,	Howard,	Morgan,	Spencer,
Beyerle,	Howell,	Mustard,	Stone,
Cason,	Howk,	Mutz,	Tarkington,
Cass,	Humphreys,	Newman,	Van Buskirk,
Chambers,	Hutchings,	Niblack,	Veach,
Collins,	James,	Noyes,	Waterman,
Cook,	Johnson,	O'Brien of M.,	Williams,
Davis,	Jones,	Osborn,	Wolfe,
Donaldson,	Kemp of Dubois,	Packard,	Woodruff,
Forrester,	Kemp of Vigo,	Pendleton,	Woollen,
Garvin,	Kendrick,	Perry,	Mr. Speaker-94.
Given,	Kilgore,	Pettibone,	

Those who voted in the negative were—

Messrs. Hanna and Marshall—2.

More than two-thirds of the members voting in the affirmative, the rule was suspended, and the bill read a second time.

Mr. Brown moved to refer to the Committee on Ways and Means.

Which was not agreed to.

Ordered, That the bill be engrossed.

Mr. Collins moved to reconsider the vote on the engrossment of the bill.

Which was agreed to.

Mr. Holcomb moved that the bill be referred to the Committee on Ways and Means.

Which was agreed to.

Mr. Howk, from the Select Committee on Rules, made the following report, which was concurred in:

MR. SPEAKER:

The select committee raised to revise the standing rules of the House, would respectfully report that they have had the same under consideration, and beg leave to report the following as one of the "standing rules" of the House in reference to the standing committees thereof, and ask further time to consider the other rules of the House.

The following standing committees, to consist of seven members each, shall be appointed at the commencement of each session, namely:

1. A Committee on Elections.
2. A Committee on Ways and Means.
3. A Committee on Judiciary.
4. A Committee on the Organization of Courts of Justice.
5. A Committee on Banks.
6. A Committee on Education.
7. A Committee on the Affairs of the State Prison North.
8. A Committee on the Affairs of the State Prison South.

9. A Committee on Swamp Lands.
10. A Committee on Military Affairs.
11. A Committee on Claims.
12. A Committee on the Trust Funds.
13. A Committee on Fees and Salaries.
14. A Committee on the Sinking Fund.
15. A Committee on the Rights and Privileges of the Inhabitants of the State.
16. A Committee on Railroads.
17. A Committee on Manufacturers and Commerce.
18. A Committee on Public Printing.
19. A Committee on Roads.
20. A Committee on County and Township Business.
21. A Committee on Agriculture.
22. A Committee on Benevolent and Scientific Institutions.
23. A Committee on Temperance.
24. A Committee on Mileage and Accounts.
25. A Committee on Corporations.
26. A Committee on Canals.
27. A Committee on Public Expenditures.
28. A Committee on Federal Relations.
29. A Committee on the Affairs of the City of Indianapolis.
30. A Committee on Engrossed Bills.

The report was concurred in.

Mr. Miller asked and obtained leave to introduce House Bill, No. 4.

An act entitled an act to amend the 406th section of an act entitled "An Act to revise, simplify, and abridge the rules, practice, pleadings, and forms in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Mr. Beyerly offered the following resolution:

Resolved, That the Doorkeeper be instructed to furnish three copies of the Free Press newspaper to each member of the House, the said papers being inclosed in wrappers and properly stamped.

Mr. Brown moved to lay the resolution on the table ;
Which was agreed to.

Mr. Brown offered the following concurrent resolution :

Resolved, by this House (the Senate concurring), That a committee of two on the part of the Senate, and three on the part of the House, be appointed to examine and report, at an early day, whether any railroad companies, in this State, are charging higher rates for the transportation of passengers and freights than is allowed by their charters, and also whether the same rate per mile is charged for transporting the same, without regard to distance.

Which was adopted.

The Speaker appointed the following such committee on the part of the House :

Messrs. Brown, Holcomb, and Newman.

Mr. Lamb offered the following resolution, which was adopted :

Resolved, That the Committee on the Military Affairs be instructed to report, at their earliest convenience, an act providing for the payment of the officers and soldiers of the Indiana Legion for the time they may have been on duty guarding the border, and performing other active service, and for paying the legitimate claims growing out of such service.

House bill No. 1. An act supplemental to an act entitled an act to enforce the 15th article of the Constitution, approved June 18, 1862.

Was read a second time, and referred to the Committee on the Judiciary.

House bill No. 2. An act to create the Sixteenth Judicial Circuit, and to provide for the election of a Judge and Prosecuting Attorney therefor, and to provide for the terms of Courts therein.

Was read a second time.

Mr. Rippey moved to refer the bill to a select committee of five ;
Which was agreed to.

The Speaker appointed Messrs. Rippey, Bird, McCaughey, Collins, and Griffith, such committee.

Mr. Waterman offered Joint Resolution No. 1 :

A Joint Resolution instructing Senators and requesting Representatives to oppose compensated emancipation scheme.

Mr. Pendleton moved to refer to the Committee on Federal Relations.

Agreed to.

Mr. Packard offered Joint Resolution No. 2:

A Joint Resolution in relation to compensation for emancipated slaves.

Mr. Packard moved to refer the same to the committee on Federal Relations.

Which was agreed to.

The Speaker announced the following select committee on the resolution of Mr. Brown, calling for a committee to investigate illegal arrests that have been made within this State:

Messrs. Brown, Given, Howard, Ferris, Morgan, Gregg, Hanna, Gregory, Lasselle, Baker, and Shoaff of Jay.

The Speaker announced the following Standing Committees:

1. *Committee on Elections.*

Messrs. Roberts, Howell, Atkison, Spencer, Abdill, Hall, and Morgan.

2. *Committee on Ways and Means.*

Messrs. Niblack, Puett, Branham, Harney, Bird, Waterman, and Jones.

3. *Committee on Judiciary.*

Messrs. Howk, Burton, Anderson, Lake, Lasselle, Packard, and Kilgore.

4. *Committee on Organization of Courts.*

Messrs. Brown, Shaffer, O'Brien of Hamilton, Mason, Garvin, Newman, Lamb, and Howell.

5. *Committee on Banks.*

Messrs. Puett, Shoaff of Jay, Harney, Woollen, Branham, Jones, and Bird.

6. *Committee on Federal Relations.*

Messrs. Packard, Given, Tarkington, Howell, Niblack, Anderson, and Gregg.

7. *Committee on Education.*

Messrs. Holcomb, Wolfe, Van Buskirk, Pendleton, Higgins, Given, and Griffith.

8. *Committee on State Prison, South.*

Messrs. Howard, Holcomb, Williams, Brogan, Johnson, Burton, and Roe.

9. *Committee on the Affairs of the State Prison, North.*

Messrs. Packard, Milroy, Priest, Tarkington, Collins, Rippey, and Kilgore.

10. *Committee on Swamp Lands.*

Messrs. Shaffer, Richardson, Atkison, Forrester, Puett, and Waterman.

11. *Committee on Military Affairs.*

Messrs. Hanna, Milroy, Baker, Roberts, Kemp of Vigo, Lemmon of Spencer, and Johnson.

12. *Committee on Claims.*

Messrs. Howell, Lemmon of Harrison, Pendleton, Stone, Wolfe, Veach, Roe, and Hutchings.

13. *Committee on the Trust Funds.*

Messrs. Burton, Hon, Harden of Washington and Harrison, Gregory, Cass, Hall, Blocher, and Lamb.

14. *Committee on Fees and Salaries.*

Messrs. Humphreys, De Bruler, Higgins, Waterman, McCaughey, Hershey, and Perry.

15. *Committee on Sinking Fund.*

Messrs. Lemmon of Harrison, Osborn, Chambers, Brogan, Pettibone, Forrester, and O'Brien of Martin.

16. *Committee on the Rights and Privileges of the Inhabitants of the State.*

Messrs. Ferris, Lake, Kilgore, Moorman, Spencer, Gregory, and Miller.

17. *Committee on Railroads.*

Messrs. Branham, Bird, Mutz, Abbett, Morgan, Newman, and Donaldson.

18. *Committee on Commerce and Manufactures.*

Messrs. Rippey, Reitz, Kemp of Dubois, Harden of Washington and Harrison, Hostetter, Woodruff, and Marshall.

19. *Committee on County and Township Business.*

Messrs. Miller, Priest, Stone, Shoaff of Allen, Pettibone, Perry, and Cook.

20. *Committee on Agriculture.*

Messrs. Milroy, Harney, Van Buskirk, Collins, Hall, Blocher, and Budd.

21. *Committee on Roads.*

Messrs. Shoaff of Jay, Cook, Davis, Hardin of Perry, O'Brien of Martin, Hutchings, and Hershey.

22. *Committee on Scientific and Benevolent Institutions.*

Messrs. Woollen, Mason, Cass, Ryan, Richardson, Griffith, and Lemmon of Spencer.

23. *Committee on Temperance.*

Messrs. Abbett, Hon, Van Buskirk, Williams, Noyes, Griffith and Priest.

24. *Committee on Mileage and Accounts.*

Messrs. Mutz, Harden of Washington and Harrison, Kendrick, Leeds, Hardin of Perry, James, and Veach.

25. *Committee on Corporations.*

Messrs. Garvin, Hanna, Mustard, Higgins, Tarkington, Howk, and Woollen.

26. *Committee on Public Expenditures.*

Messrs. Donaldson, McCaughey, Abdill, Marshall, Lee, Hetfield, and James.

27. *Committee on Engrossed Bills.*

Messrs. Lasselle, Osborn, Cason, Beyerle, Baker, Howard, and Given.

28. *Committee on Canals.*

Messrs. Hetfield, Shoaff of Allen, De Bruler, Humphreys, Reitz, Budd, and Mustard.

29. *Committee on Public Printing.*

Messrs. Mutz, Ryan, Cason, Robinson, Kemp of Dubois, Brown, and Chambers.

30. *Committee on the Affairs of Indianapolis.*

Messrs. Kendrick, Lee, Williams, Hostetter, Robinson, Hardin of Perry, and Cook.

JOINT STANDING COMMITTEES.

1. *Committee on Enrolled Bills.*

Messrs. Wolfe, Pendleton, Ferris, Leeds, Noyes, Lake, and Kendrick.

2. *Committee on Public Buildings.*

Messrs. Collins, Harden of Washington and Harrison, and Hershey.

3. *Committee on the State Library.*

Messrs. Pendleton, Anderson, and Richardson.

4. *Committee on the Canal Fund.*

Messrs. Spencer, Mustard and Donaldson.

Mr. Brown moved that three hundred copies of the list of standing committees be published for the use of the House.

Agreed to.

A message from the Senate by Mr. Vawter, their Secretary:

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has appointed the following Committee on Joint Rules, to-wit:

Senators Landers, March, Wolfe, Williams, and Brown of Randolph;

And respectfully ask the appointment of a similar committee on the part of the House.

The resolution of the Senate was concurred in.

The Speaker appointed Messrs. Hawk, Niblack, Branham, Wolfe, and Moorman, said committee on the part of the House.

Mr. Garvin asked and obtained leave to introduce

House bill No. 5. An act granting to the circuit courts concurrent jurisdiction with the courts of common pleas, in all cases of misdemeanors, and requiring grand juries to make presentment of the same.

Which was read the first time, and passed to the second reading on to-morrow.

Mr. Newman asked and obtained leave to introduce

House bill No. 6. An act to regulate the number of jurors that shall be required to agree, to make a verdict in civil suits, and to repeal all laws inconsistent therewith.

Which was read the first time, and passed to a second reading.

On motion of Mr. Given,

The House adjourned until to-morrow at 9 o'clock, A. M.

TUESDAY, 9 O'CLOCK, A. M., }
January 13, 1863. }

The House met.

The Journal of yesterday was read and approved.

The Speaker announced the following order of business :

ORDER OF BUSINESS.

- I. Reading of the Journal.
- II. Petitions, Memorials, and Remonstrances.
- III. Report of Standing Committees.
 1. On Elections.
 2. On Ways and Means.
 3. On the Judiciary.
 4. On the Organization of Courts of Justice.
 5. On Banks.
 6. On Education.
 7. On the Affairs of the State Prison North.
 8. On the Affairs of the State Prison South.
 9. On Swamp Lands.
 10. On Military Affairs.
 11. On Claims.
 12. On the Trust Funds.
 13. On Fees and Salaries.
 14. On the Sinking Fund.
 15. On the Rights and Privileges of the Inhabitants of the State.
 16. On Railroads.
 17. On Manufactures and Commerce.
 18. On Public Printing.
 19. On Roads.
 20. On County and Township Business.
 21. On Agriculture.
 22. On Benevolent and Scientific Institutions.
 23. On Temperance.
 24. On Mileage and Accounts.
 25. On Corporations.
 26. On Canals.
 27. On Public Expenditures.
 28. On Federal Relations.

- 29. On the Affairs of the City of Indianapolis.
- 30. On Engrossed Bills.
- IV. Reports from Joint Standing Committees.
 - 1. On Enrolled Bills.
 - 2. On Public Buildings.
 - 3. On State Library.
 - 4. On Canal Fund.
- V. Reports from Select Committees.
- VI. Resolutions of the House.
- VII. Joint Resolutions.
- VIII. Introduction of Bills.
- IX. Orders of the Day.

Mr. Holcomb moved that Mr. Given be added to the Committee on Canals.

Agreed to.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Kendrick—A memorial from H. C. Pease, relative to treatment of patients in the Indiana Hospital for the Insane.

Referred to the Committee on Benevolent Institutions.

By Mr. Williams—Petition of Samuel Fay and others, relative to the immigration of negroes into this State.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

By Mr. Anderson—Petition of James Good and others, relative to the protection of wild game.

Referred to the Committee on Rights and Privileges of this State.

Mr. Holcomb offered the following resolution :

Resolved, That the Committee on Fees and Salaries be instructed to examine the laws fixing the fees and salaries of all State, county, township, and other officers receiving pay from State or county funds, and if, in their opinion, any of said fees or salaries are too high, that they be instructed to report a bill making the necessary reductions.

Which was adopted.

Mr. Puett offered the following resolution :

Resolved, That a committee of three be appointed, whose duty it shall be to report to this House, without delay, what officers and attendants are necessary for a proper discharge of the legislation at the present session of the General Assembly, and that the same be reduced to the lowest possible number, having reference to economy, as well as the efficiency of legislation in this House.

Adopted.

The Speaker appointed Messrs. Puett, Anderson, and Packard, said committee.

Mr. Woollen offered the following resolution, which was adopted.

Resolved, That all bills, petitions, and resolutions, concerning the enforcement of the 13th Article of the Constitution, be referred to a select committee of one from each Congressional District, who shall consider the subject and report the result of their deliberations to this House, by bill or otherwise.

Mr. Hall offered the following resolution :

Resolved, That the Judiciary Committee be instructed to inquire into the expediency of collecting costs off of complainants in criminal prosecutions, where it is evident that the complaint was made through spite or malice; and, in the absence of conviction, spite, or malice, that the State pay the costs, and that they report by bill or otherwise.

Adopted.

Mr. Johnson offered the following resolution, which was adopted:

Resolved, That the Committee on Military Affairs be and they are hereby instructed to inquire, and, at the earliest day possible, report, 1st. What legislation, from this General Assembly, is necessary or practicable to improve the condition and insure the comfort of the soldiers of Indiana, now confined in the army hospitals from wounds and sickness contracted in the service. 2d. What plan can be adopted which will speedily bring relief to the hundreds of needy and suffering wives and children of the patriotic men of Indiana, who are now fighting the battles of the Union, or who have been killed or disabled in such service.

JOINT RESOLUTIONS.

Mr. Puett offered Joint Resolution No. 3:

A joint resolution in regard to the armies of the United States.

Mr. Puett moved to refer the joint resolution No. 3 to the Judiciary Committee, to ascertain whether joint resolutions should be read three times under the Constitution.

Agreed to.

BILLS INTRODUCED.

By Mr. Gregory:

House bill No. 7. An act to amend section ten of an act entitled "an act providing for the election of justices of the peace, and defining their jurisdiction, powers, and duties in civil cases, approved June 9, 1852," approved March 11, 1861.

Which was read a first time, and passed to a second reading.

By Mr. Newman:

House bill No. 8. A bill to amend an act to require surviving partners to file inventories and appraisement in the office of the Clerk of the Court of Common Pleas, and to report the liabilities of the firm, approved March 5, 1859, and to fix the place where such partnership affairs shall be closed up.

Which was read a first time, and passed to a second reading.

By Mr. Miller:

House bill No. 9. An act entitled an act to repeal an act entitled "an act to ascertain the amount of the fees and salaries of the clerks of the Supreme, Circuit, and Common Pleas Courts of this State; of the sheriff of the Supreme Court, and of the various counties in this State; of county auditors, treasurers, and recorders; of circuit and prosecuting attorneys; and to provide punishment for a violation of its provisions," approved June 3, 1861.

Which was read a first time, and passed to a second reading.

By Mr. James:

House bill No. 10. An act to divest the title to the county

seminary grounds of Grant county from the trustees of the county seminary, and to invest the same in the board of county commissioners,

Which was read a first time, and passed to a second reading.

By Mr. Given :

House bill No. 11. An act to enforce the thirteenth article of the Constitution.

Which was read the first time, and passed to a second reading.

By Mr. Cass :

House bill No. 12. An act for the relief of Joseph M. Dorr.

Which was read the first time, and passed to a second reading.

By Mr. Noyes :

House bill No. 13. An act to create the Fourteenth Judicial Circuit.

Which was read the first time, and passed to a second reading.

Mr. Bird moved that the order of business be suspended.

To which the House consented.

Mr. Bird offered the following concurrent resolution :

Resolved, That the House will (the Senate concurring), go into the election of United States Senators this afternoon at 3 o'clock.

Mr. Noyes moved to amend the resolution so as to read, "tomorrow afternoon at 3 o'clock."

Not agreed to.

The resolution was then adopted.

House bill No. 4. An act entitled an act to amend the 406th section of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings, and forms in civil cases in the Courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Was read the second time.

Mr. Packard moved to refer it to the Judiciary Committee.

Which was agreed to.

House bill No. 5. An act granting to the Circuit Courts concurrent jurisdiction with Courts of Common Pleas in cases of misdemeanors,

Was read the second time.

Mr. Brown moved to refer it to the Judiciary Committee.
Agreed to.

House bill No. 6. An act to regulate the number of jurors that shall be required to agree to make a verdict in civil suits, and to repeal all laws inconsistent herewith,

Was read the second time.

Mr. Newman moved to refer it to the Committee on Judiciary,
Which was agreed to.

The Speaker laid before the House the report of the Commissioners of the Wabash and Erie Canal.

Mr. Puett moved that the report lie upon the table, and that five hundred copies thereof be printed—three hundred for the use of the House, and the remaining two hundred to be placed at the disposal of the Trustees.

Agreed to.

On motion of Mr. Mutz,
The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

RESOLUTIONS OF THE HOUSE.

By Mr. Mason:

Resolved, That the Doorkeeper of this House be instructed to have the letter "S" placed on the wrapper of the Daily State Sen-

tincl furnished each member; the letter "J" on each Journal, and the letter "V" on each envelop of the Volksblatt; or some other character, in order that members may be enabled to distinguish such papers.

Adopted.

By Mr. Wolfe:

Resolved, That the State Librarian be directed to furnish each member of the House a copy of Cushing's Manual.

Adopted.

By Mr. Hostetter:

Resolved, That the Committee on Roads and Highways be instructed to inquire into the expediency of amending the road laws, so that no person shall be required to work upon the public highways, who has been, or may be, discharged from the service of the United States upon account of wounds received or disease contracted while in the service; to report by bill or otherwise.

Adopted.

BILLS INTRODUCED.

By Mr. Brogan:

House bill No. 14. An act to amend section five of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening this act, and prescribing penalties for violation thereof," approved March 5, 1859.

Which was read a first time, and passed to a second reading.

Mr. Collins (by consent of the House,) offered the following resolution:

Resolved, That the Committee on Swamp Lands be instructed to inquire whether any legislation is necessary to enable the proper authorities to pay orders on the Swamp Land Fund; and if so, to report by bill.

Adopted.

Mr. Waterman (by consent of the House,) offered the following resolution :

WHEREAS, An act has passed the Congress of the United States, approved July 2, 1862, granting lands and land scrip to the several States, for the maintenance of Agricultural Colleges, on certain conditions; therefore,

Resolved, That the Committee on Agriculture be instructed to report to this House what legislation is necessary for the acceptance of said grant.

Adopted.

Mr. Brown (by consent of the House,) offered the following concurrent resolution :

Resolved, That a committee of three on the part of this House, and two on the part of the Senate, be appointed to confer with his Excellency the Governor, and ascertain at what time it will suit his pleasure to deliver his annual message to the General Assembly of the State of Indiana.

The resolution was adopted.

The Speaker appointed Messrs. Brown, Branham, and Niblack said committee on the part of the House.

On motion of Mr. Van Buskirk,
The House adjourned until to-morrow at 9 o'clock, A. M.

WEDNESDAY, 9 o'clock, A. M., }
January 14, 1863. }

The House met.

The journal of yesterday was read and approved.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the concurrent resolution of the House, viz :

Resolved (the Senate concurring,) That we meet in joint convention in the Hall to-morrow, at the hour of 2 P. M., for the purpose of electing two United States Senators, one to run until the 4th of March, 1863, and the other for the term of six years from that date; and make that the order of business until the same is through with, except to receive communication from the Governor.

With the following amendment, in which the concurrence of the House is respectfully requested :

Strike out all after the word "resolved," and insert: "That the Senate will (the House concurring) proceed, on Wednesday, January 14, at three o'clock P. M. of said day, in joint convention, in the Hall of the House of Representatives, to the election of two United States Senators, one to serve as such until the 4th day of March, 1863, and one from the 4th day of March, 1863, until the 4th day of March, 1869."

Mr. Collins moved that the House concur in the amendment of the Senate,

Which was agreed to, and the Clerk ordered to inform the Senate thereof.

The following message from the Senate was received through Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the concurrent resolution of the House appointing a committee to wait upon his Excellency the Governor, and ascertain at what hour it will be most convenient for him to deliver his annual message to this General Assembly in joint convention, and has appointed Senators Brown of Wells and Browne of Randolph said committee on the part of the Senate.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Noyes :

Petition of E. Farnham and others, in reference to amending road law.

Which,
 On motion,
 Was referred to the Committee on Roads.

RESOLUTIONS OF THE HOUSE.

By Mr. Atkison :

Resolved, That the Committee on Roads and Highways be instructed to inquire into the expediency of persons liable to work the roads and highways not being required to work the same more than four days each year; and should the same require more labor, that same be raised by taxation, and report by bill or otherwise.

Adopted.

By Mr. Hanna :

Resolved, That the Doorkeeper be authorized to procure from H. H. Dodd & Co., Printers, one copy, for each member and officer of the House, of the Geological Survey of the State, made by David and Richard Owen, and lay the same on the desk of the members.

Adopted.

By Mr. Miller :

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of reporting to this House at an early day a bill providing for the preparing and printing one copy to every one hundred inhabitants of the State, of a revised edition, in pamphlet form, of the law relating to the settlement of decedents' estates, to be sent to the respective county clerks for distribution among executors, administrators, and guardians.

Adopted.

By Mr. Milroy :

Resolved, That the Doorkeeper be instructed to inquire of the Librarian how many chairs are on hands in the Library and in this Hall, and report the same to this House immediately; further report how many seats or chairs are necessary for the use of the

joint convention at 3 o'clock to-day, and to purchase additional seats, if necessary.

Adopted.

By Mr. Leeds :

Resolved, That the Committee on Roads be requested to examine into the expediency of changing the road law, so as to have all of the work done in the early part of the season, as work done in the fall season is generally lost.

Adopted.

By Mr. Packard :

Resolved, That the Committee on Railroads be instructed to inquire what legislation is necessary, if any, to prevent the railroads in this State, or any of them, from receiving produce and other freight into their several station warehouses, and then failing or refusing to transport the same until the rates of freight have materially advanced.

Adopted.

Mr. Holcomb offered the following concurrent resolution :

Resolved, By the House of Representatives (the Senate concurring), that the two Houses meet in joint convention in this Hall at 4 o'clock P. M., or immediately following the Senatorial election, this day, and to proceed to the election of State Agent, President of the Board of Sinking Fund Commissioners, State Printer, and State Librarian, in the order in which they are named in this resolution.

Mr. Griffith moved to amend by striking out "4 o'clock P. M.," and inserting "10 o'clock to-morrow morning."

The amendment was not adopted.

The resolution was agreed to.

Mr. Woodruff offered the following resolution :

Resolved, That the Committee on Benevolent Institutions be

instructed to inquire into the expediency of establishing a printing office in connection with the Institution of the Deaf and Dumb, with a view of having the State Printing done at that Institution.

Adopted.

Mr. Waterman offered the following resolution :

Resolved, That the Committee on the Organization of the Courts of Justice, be instructed to inquire into the expediency of preparing a bill or bills for the abolishing the courts of common pleas, and for the transfer of the business in said court to the circuit or other officers, as the committee may judge proper.

Mr. Puett moved to amend by making the resolution one of inquiry, instead of one of instruction.

The amendment was adopted.

The resolution as thus amended, was adopted.

Mr. Howk, having obtained the consent of the House, made a report of the Joint Committee on Rules.

Also, report from Select Committee on Rules of the House.

Mr. Niblack moved to lay the reports on the table.

Agreed to.

Mr. Niblack moved that two hundred copies of the Joint Rules, and Rules of the House, contained in said reports, be printed for the use of the House.

Agreed to.

A message from the Senate by Mr. Vawter, their Secretary :

MR. SPEAKER:

I am directed by the Senate to inform the House, that the Senate has passed the following engrossed bill thereof, viz :

A bill appropriating twenty-five thousand dollars for the expenses of the present General Assembly, and providing the manner of the payment of the members and officers of the Senate and House of Representatives, to which the concurrence of the House is respectfully requested.

Mr. Shaffer offered the following resolution :

Resolved, That the Committee on the Judiciary be instructed to

inquire into the expediency of repealing an act entitled "an act in relation to witnesses, and to repeal section 238 of article 13, of the act entitled 'an act to revise, simplify and abridge, the rules, practice, pleadings and forms in civil cases, in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,' approved June 18, 1842, and to repeal all laws inconsistent therewith, and providing when the act shall take effect, and be in force," which was filed in the office of the Secretary of State on Monday, March 11, 1861, at 5 o'clock P. M., without the approval of the Governor or his objections being filed thereto, that hour being after the general adjournment of the Legislature, nor have his objections been filed at this date," and report by bill or otherwise, at their earliest convenience, and to provide for the re-enactment of section 238, which was repealed.

Which was adopted.

Mr. Burton offered the following resolution:

WHEREAS, Civil war has existed in the United States for the past nineteen months or more, calling forth all the energies of the government and involving in the fraternal strife all that is sacred and dear to the American People.

AND WHEREAS, Indiana has contributed largely and freely of both men and money to the demand of the Government, under the pledge of the Administration that the war should be waged solely for the maintenance of the constitution and the enforcement of the laws.

AND WHEREAS, The administration has proven false to that pledge, and under the tyrants' plea of "military necessity," has usurped powers unwarranted by the constitution, and unsanctioned by law, the exercise of which falls heavily alike upon the loyal and disloyal, the innocent and the guilty, thereby destroying all the safeguards of freedom and independence, which the Federal Constitution has thrown around the citizen.

AND WHEREAS, Under this plea of military necessity, the President, as commander-in-chief of the army and navy has issued an abolition proclamation, giving freedom to the slaves from and after the first day of January, 1863, and in order that the people of Indiana, and other loyal States might not raise their voices against

this fatal blunder and plead for the Constitution and the Union as our fathers made them, he thereupon issued another proclamation declaring martial law all over the United States, denying to the citizen of loyal States, where civil authority should reign supreme, the privilege of that sacred and cherished "writ of habeas corpus," thereby crippling free speech and free discussion upon his abolition policy, while he might wield the largest army the world ever saw for the purpose of accomplishing his hellish scheme of emancipation, without regard for State laws, State constitutions, or the reserved rights of the States, and without regard to his former vows and pledges to the contrary, which looked to the restoration of the Union, with all the rights and institutions of the several States unimpaired.

AND WHEREAS, The late elections in Illinois, Indiana, Ohio, New Jersey, Pennsylvania, and New York, by the triumph of conservatism over fanaticism, have demonstrated the fact that the people (the honest, willing yeomanry of the land, who have to pay the fiddler while the officeholders dance) utterly condemn and repudiate the abolition policy of the administration, which was made an issue before them as unwise, impolitic, and unauthorized by law, and the further fact that they regard his unprecedented usurpations of power as a giant stride toward "military depotism," and therefore dangerous to the citizens of a free and loyal people, therefore,

Resolved, That Indiana, appealing to the one hundred thousand soldiers she has sent into the field, and to the millions of money she has spent in the struggle, for proof of her loyalty, and relying upon her long devotion and fidelity to the Constitution and the Union, for the justice of the cause, throws herself behind the broad shield of the Constitution, and views with deep regret and alarm, the weakness, indecision, and incompetency of the present administration, whose policy tends to strengthen, instead of weakening the rebellion, to prolong rather than to shorten the war.

2. *Resolved*, That Indiana recognizes in no administration the Government to which she owes allegiance; that she as a loyal State, knows no loyalty save devotion and fidelity to the Constitution of the country, and as such, will assert and defend her right. On the right of her citizens to approve or condemn an administration according as it is faithful or unfaithful to that sacred chart of our liberties.

3. *Resolved*, That the President, in refusing to heed the warning voice of the conservative States north, which recently spoke in thunder tones through the ballot box, ignoring his abolition policy, and unwarranted usurpations, and demanding a return to the old landmarks of the Constitution, has exhibited a reckless disregard for the wishes of the people, and a wanton determination to cater to the whims of abolition fanatics, even though it involves our government and our liberties in one common ruin.

4. *Resolved*, That Indiana has viewed with alarm, and borne with forbearance, the arrest and imprisonment of her citizens without authority, save the straps on the shoulders of the military officer, and without cause, save some vague charge of disloyalty, until justice, liberty, and humanity, proclaim it intolerable, and cry for retribution.

5. *Resolved*, That while the President persists in his abolition policy, in the conduct of the war, and sanctions the indiscriminate arrest and incarceration of her good and loyal citizens, denying them the privilege of the writ of "habeas corpus," Indiana will never voluntarily contribute another man or another dollar, to be used for such wicked, inhuman, and unholy purposes.

Mr. Burton moved to refer the resolution to the Committee on Federal Relations.

Mr. Anderson moved to lay the motion to refer upon the table. Which was not agreed to.

The question being on the motion to refer to the Committee on Federal Relations,

Messrs. Griffith and Hutchings demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Richardson,
Abbett,	Hardin of Perry,	Mason,	Rippey,
Bird,	Hetfield,	McCaughey,	Roberts,
Blocher,	Holcomb,	Miller,	Ryan,
Brogan,	Hon,	Milroy,	Shaffer,
Brown,	Howard,	Mutz,	Shoaff of Allen,
Burton,	Howell,	Niblack,	Shoaff of Jay,
Collins,	Howk,	O'Brien of M.,	Spencer,

Cook,	Humphreys,	Osborne,	Veatch,
DeBruler,	Kemp of Dubois,	Paekard,	Waterman,
Donaldson,	Kemp of Vigo,	Pendleton,	Williams,
Garvin,	Lake,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Hall,	Lee,	Reitz,	Mr. Speaker—57.
Hanna,	Lemmon of H.,		

Those who voted in the negative were—

Messrs.	Forrester,	Kendrick,	Noyes,
Abdill,	Gregory,	Kilgore,	Perry,
Anderson,	Griffith,	Lamb,	Pettibone,
Atkison,	Hershey,	Leeds,	Robinson,
Baker,	Higgins,	Marshall,	Roe,
Budd.	Hostetter,	Moorman,	Stone,
Beyerle,	Hutchings,	Morgan,	Tarkington,
Cass,	James,	Mustard,	Van Buskirk,
Chambers,	Johnson,	Newman,	Woodruff—37.
Davis,	Jones,		

So the resolution was referred to the Committee on Federal Relations.

Mr. Kendrick offered the following resolution :

WHEREAS, A state of civil war exists in the United States, brought on by reason of a rebellion in nine of the aforesaid States;

AND WHEREAS, said rebellion finds friends in certain localities within the limits of loyal States, whom, we have reason to believe, have, in various ways, given "aid and comfort" to the rebellion, by discouraging enlistments and openly declaiming against the levying and collecting of taxes necessary to carry on the war ;

AND WHEREAS, in some instances, a preference for the government of the so-called "Confederate States of America" has been openly expressed by men of some prominence in public speeches, with a view to embitter the public mind and embarrass the General Government in its attempts to suppress said rebellion; therefore,

Resolved, That, in the opinion of this Assembly, the prompt and proper arrest of such persons by the military authorities, is not only

in harmony with military usage, but in no way inconsistent with the spirit of the Constitution and laws of the country, and ought, for the safety of the common country, to be promptly made.

Mr. Kendrick moved to refer the resolution to the Committee on Federal Relations.

Agreed to.

The Speaker laid before the House the following communication from the State Librarian:

MR. SPEAKER:

In answer to the accompanying resolution, I would state that there are some one hundred and fifty seats in the Representative Hall, and that some thirty more can be had out of the Supreme Court room, for the occasion of the joint convention this afternoon. I suppose one hundred and fifty seats will be necessary for the joint convention. "Lobby members" and miscellaneous spectators can afford to stand up. I should think it entirely unnecessary to buy any more seats, to be broken up and destroyed during the recess of the Legislature.

Mr. Newman offered the following resolution:

WHEREAS, The Federal Constitution declares that treason against the United States shall consist in levying war against them, in adhering to their enemies, giving them aid and comfort,

AND WHEREAS, A large portion of the inhabitants of the Southern States are now in arms, waging a fearful war for the overthrow of the Union, therefore,

Resolved, That any person who is engaged in, or that in any way aids or assists the infamous rebellion now being waged against the United States, is guilty of treason, and ought to suffer the punishment prescribed by law therefor.

Mr. Roberts moved to refer the resolution to the Committee on Federal Relations.

The resolution was so referred.

Mr. Milroy in the Chair.

Mr. Buskirk moved to reconsider the vote of the House, on the

resolution offered by Mr. Beyerle, on Monday last, in reference to taking three copies of the Free Press for each member.

Agreed to.

The question then being upon the adoption of Mr. Beyerle's resolution,

It was adopted.

BILLS INTRODUCED.

By Mr. Forrester:

House bill No. 15. An act to authorize the Governor to issue a patent to Aaron Foster, for certain Michigan Road Land in Laporte county.

Was read the first time, and passed to a second reading.

By Mr. Gregory:

House bill No. 16. An act to enable landlords and tenants, lessors and lessees, to contract with each other, so as to secure the rights of each.

Was read the first time, and passed to a second reading.

On motion of Mr. Niblack,

The order of business was suspended, in order to receive a report of the Committee on Ways and Means.

Mr. Niblack, from the Committee on Ways and Means, made the following report:

MR. SPEAKER:

The Committee on Ways and Means have instructed me to report the following resolution, and to respectfully ask its adoption:

Resolved, That the Committee on Ways and Means be authorized to employ a clerk, and such assistants as may be necessary for the prompt, efficient, and economical discharge of its duties.

The resolution was adopted.

The order of business was resumed.

By Mr. Forrester:

House bill No. 17. An act to confer in and make valid sales of real estate of Indiana made by trustees, and by domestic and foreign executors.

Was read the first time, and passed to a second reading.

By Mr. Brown:

House bill No. 18. An act to amend section six of an act entitled "An act regarding estrays and articles adrift," approved June 16, 1852.

Which was read the first time and passed to a second reading.

By Mr. Packard:

House bill No. 19. An act supplemental to an act to enforce the 13th article of the Constitution, approved June 18, 1852, in relation to evidence in cases under said act, and prohibiting the bringing of negroes into this State, and prescribing the penalty therefor.

Which was read the first time and passed to a second reading.

By Mr. Atkison:

House bill No. 20. An act to amend section 46 of "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Which was read the first time, and passed to a second reading.

By Mr. Bird:

House bill No. 21. An act regulating interest on loans of money.

Which was read the first time, and passed to a second reading.

By Mr. Given:

House bill No. 22. To amend section twenty-seven of an act regulating the granting of divorces, nullification of marriages, decrees and orders of Court incident thereto.

Which was read the first time, and passed to a second reading.

By Mr. Anderson:

House bill No. 23. An act to fix the succession of title to real estate held by county and district agricultural societies.

Which was read the first time, and passed to a second reading.

By Mr. Woodruff:

House bill No. 24. An act to amend an act to provide for a system of common schools, &c.

Which was read the first time, and passed to a second reading.

By Mr. Lemmon of Spencer:

House bill No. 25. An act authorizing supervisors of roads to remove fences and buildings standing near public highways on streams and water-courses, and to assess damages for losses occasioned thereby.

Which was read the first time, and passed to a second reading.

On motion of Mr. Moorman,
The House took up the messages received from the Senate.

A message from the Senate by Mr. Vawter, their Secretary:

Mr. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the following resolution of the House, viz:

Resolved, By the House of Representatives (the Senate concurring), that the two Houses meet in joint convention in this Hall at four o'clock P. M., or immediately after the election of United States Senators this day, and proceed to the election of State Agent, President of the Board of Sinking Fund Commissioners, State Printer, and State Librarian, in the order in which they are named in the resolution, with the following amendment:

Striking out the words "State Printer."

In which the concurrence of the House is requested.

Mr. Holcomb moved that the House concur in the amendment of the Senate.

Which was agreed to.

Ordered, That the Clerk inform the Senate thereof.

Senate bill No. 1. A bill appropriating twenty-five thousand dollars for the expenses of the present General Assembly, and providing the manner of the payment of the members and officers of the Senate and House of Representatives.

Was read the first time.

Mr. Niblack moved that the rule be suspended, and the bill read a second time now.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Priest,
Abbett,	Hanna,	Lee,	Puett,
Anderson,	Harden of W.,	Leeds,	Reitz,
Atkison,	Hetfield,	Lemmon of H.,	Richardson,
Baker,	Hershey,	Lemmon of S.,	Rippey,
Blocher,	Higgins,	Marshall,	Roberts,
Brogan,	Holcomb,	Mason,	Robinson,
Brown,	Hon,	McCaughey,	Roe,
Budd,	Hostetter,	Miller,	Ryan,
Burton,	Howard,	Milroy,	Shaffer,
Beyerle,	Howell,	Moorman,	Shoaff of Allen,
Cass,	Howk,	Morgan,	Shoaff of Jay,
Chambers,	Humphreys,	Mustard,	Spencer,
Collins,	Hutchings,	Mutz,	Stone,
Cook,	James,	Newman,	Tarkington,
Davis,	Johnson,	Niblack,	Van Buskirk,
De Bruler,	Jones,	Noyes,	Veach,
Ferris,	Kemp of Dubois,	O'Brien of M.,	Waterman,
Forrester,	Kemp of Vigo,	Osborn,	Williams,
Garvin,	Kendrick,	Packard,	Wolfe,
Given,	Kilgore,	Pendleton,	Woodruff,
Gregory,	Lake,	Perry,	Woollen,
Griffith,	Lamb,	Pettibone,	Mr. Speaker-93.

Those who voted in the negative were—

Messrs. Donaldson and Hardin of Perry—2.

More than two-thirds of the members having voted in the
H. J.—5

affirmative, the rule was suspended, and the bill was read the second time.

Mr. Niblack moved that the bill be referred to the Committee on Ways and Means.

Agreed to.

On motion of Mr. Packard,
The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House resumed the orders of the day.

HOUSE BILLS ON SECOND READING.

House bill No. 7. An act to amend section ten of an act entitled an act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers, and duties in civil cases, approved June 9, 1852; approved March 11, 1861.

Was read the second time.

Mr. Anderson moved that the bill be referred to the Committee on the Judiciary.

Agreed to.

House bill No. 8. A bill in relation to surviving partners.

Was read the second time.

Mr. Newman moved to refer it to the Committee on Judiciary.

Agreed to.

House bill No. 9. To repeal an act to ascertain the fees of certain officers.

Was read the second time.

Mr. Miller moved to refer the bill to the Committee on Fees and Salaries.

House bill No. 10. An act to divest the title to the County Seminary Grounds of Grant County, from the Trustees of the County Seminary, and to invest the same in the Board of County Commissioners.

Was read the second time.

Mr. Griffith moved to refer it to the Committee on Judiciary.
It was so referred.

House bill No. 11. An act to amend an act for the enforcement of the thirteenth article of the Constitution.

Was read the second time.

Mr. Woollen moved to refer the bill to the Select Committee on the enforcement of the Thirteenth Article of the Constitution.

Which was agreed to.

House bill No. 12. An act for the relief of Jas. M. Dorr.

Was read the second time.

Mr. Cass moved to refer the bill to the Committee on Judiciary.
Agreed to.

House bill No. 13. An act to create Fourteenth Judicial Circuit.

Was read the second time.

Mr. Harney moved to refer the bill to the Committee on the Organization of Courts.

On a division of the House the motion was agreed to.

House bill No. 14. An act to amend section five of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violation thereof," approved March 5, 1859.

Was read the second time.

Mr. Van Buskirk moved to refer the bill to the Committee on Temperance.

Mr. Roberts moved to amend the motion by referring to the Committee on Judiciary.

Which was agreed to, and the bill referred to the Committee on the Judiciary.

The Speaker announced the following Select Committee of one from each Congressional District, to whom all matters relating to the enforcement of the thirteenth Article of the Constitution of the State, shall be referred, viz :

Messrs. Woollen, Given, Ryan, Brown, Van Buskirk, Moorman, Hanna, Gregory, Cass, Bird and Leeds.

Mr. Niblack offered the following resolution :

Resolved, That this House is now ready to go into joint convention, as provided by the concurrent resolutions of the two houses of this General Assembly, heretofore adopted, and that the Senate be invited to repair immediately to the hall of this House for that purpose.

Which was adopted, and the Clerk ordered to inform the Senate thereof.

Mr. Brown offered the following resolution :

Resolved, That His Excellency, the Governor, be requested to inform this House at an early day, whether any money has been paid by any person or persons, conscientiously opposed to bearing arms, to any military or other officer in this State, and if so, what disposition has been made of it.

Adopted.

Mr. Hanna offered the following resolution :

WHEREAS, His Excellency, Governor O. P. Morton, in the midst of his arduous and patriotic endeavors as commander-in-chief of the military and naval forces of the State of Indiana, has neglected to deliver his annual message to the General Assembly thereof, therefore,

Resolved, That this House adopt the exalted and patriotic sentiments contained in the message lately delivered to the Legislature of New York, by His Excellency, Horatio Seymour.

Which was informally passed over.

The hour for the meeting of the Senate and House of Representatives in joint convention having arrived, the Senate, preceded by the Hon. Paris C. Dunning, their President, appeared in the

hall of the House, where seats were provided for them on the right of the Speaker's chair.

Upon calling the joint convention to order, the President of the Senate announced that the General Assembly were met in joint convention, pursuant to a concurrent resolution of both branches thereof, for the purpose of electing two United States Senators, one to hold his office until the third day of March next, inclusive, the other for six years from the fourth day of March next, inclusive; also, for the election of Agent of State, a President of the Board of Sinking Fund Commissioners, and a State Librarian.

Senator Ray offered the following resolution, which was adopted :

WHEREAS, The two branches of the General Assembly being now convened in joint convention, in pursuance of a concurrent resolution of said branches, for the purpose therein mentioned, therefore,

Resolved, That we do now proceed, in pursuance of said concurrent resolution, to the election of one United States Senator, to serve from this date until the fourth day of March, 1863, and one United States Senator to serve for the term of six years from and after the fourth day of March, 1863, and that the election be by *viva voce* vote.

Mr. Bird nominated as candidate for United States Senator, for the short term, David Turpie, of White county.

Mr. Moorman nominated Daniel D. Pratt, of Cass county.

Those who voted for David Turpie were—

Messrs.	Dunning,	Hord,	Ray,
Bradley,	Finch,	Jenkins,	Shields,
Brown of Wells,	Fuller,	Johnson,	Shoulders,
Cobb,	Gaff,	Landers,	Williams,
Corbin,	Gifford,	McClurg,	Wilson,
Davis of Cass,	Hartley,	Marshall,	Wolfe,
Douglas,	Hoagland,	Moore,	

Of the Senate. Also,

Messrs.	Hanna,	Lee,	Reitz,
Abbett,	Harden of W.,	Lemmon of H.,	Richardson,

Bird,	Hardin of Perry,	Lemmon of S.,	Rippey,
Blocher,	Harney,	Mason,	Roberts,
Brogan,	Hetfield,	McCaughey,	Ryan,
Brown,	Holcomb,	Miller,	Shaffer,
Burton,	Hon,	Milroy,	Shoaff of Allen,
Collins,	Howard,	Mutz,	Shoaff of Jay,
Cook,	Howell,	Niblack,	Spencer,
De Bruler,	Howk,	O'Brien of M.,	Veatch,
Donaldson,	Humphreys,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woolen,
Hall,	Lasselle,	Puett,	Mr. Speaker.

Of the House. Total—85.

Those who voted for Mr. Pratt were—

Messrs.	Campbell,	Grubb,	Pleak,
Bearss,	Claypool,	Mausfield,	Reed,
Beeson,	Culver,	March,	Teegarden,
Berry,	Davis of Parke,	Melletts,	White,
Blair,	Dickinson,	Murray,	Wright,
Brown of R.,	Graves,	New,	

Of the Senate. Also,

Messrs.	Davis,	Johnson,	Newman,
Abdill,	Forrester,	Jones,	Noyes,
Anderson,	Gregg,	Kendrick,	Perry,
Atkison,	Gregory,	Kilgore,	Pettibone,
Baker,	Griffith,	Lamb,	Robinson,
Branham,	Hershey,	Leeds,	Roe,
Budd,	Higgins,	Marshall,	Stone,
Beyerle,	Hostetter,	Moorman,	Tarkington,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Cass,	James,	Mustard,	Woodruff,
Chambers,			

Of the House. Total—62.

Mr. Turpie was declared, by the President, to be duly elected United States Senator, to serve until the third day of March, 1863, inclusive.

Mr. Blocher, of the House, nominated Thomas A. Hendricks of Marion county, as candidate for United States Senator for the long term.

Senator March nominated Joseph A. Wright of Parke county.

Those who voted for Mr. Thomas A. Hendricks, were—

Messrs.	Dunning,	Hord,	Ray,
Bradley,	Finch,	Jenkins,	Shields,
Brown of Wells,	Fuller,	Johnson,	Shoulders,
Cobb,	Gaff,	Landers,	Williams,
Corbin,	Gifford,	McClurg,	Wilson,
Davis of Cass,	Hartley,	Marshall,	Wolfe,
Douglas,	Hoagland,	Moore,	

Of the Senate. Also,

Messrs.	Hanna,	Lee,	Reitz,
Abbett,	Harden of W.,	Lemmon of H.,	Richardson,
Bird,	Hardin of Perry,	Lemmon of S.,	Rippey,
Blocher,	Harney,	Mason,	Roberts,
Brogan,	Hetfield,	McCaughy,	Ryan,
Brown,	Holcomb,	Miller,	Shaffer,
Burton,	Hon,	Milroy,	Shoaff of Allen,
Collins,	Howard,	Mutz,	Shoaff of Jay,
Cook,	Howell,	Niblack,	Spencer,
De Bruler,	Howk,	O'Brien of M.,	Veach,
Donaldson,	Humphries,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen,
Hall,	Lasselle,	Puett,	Mr. Speaker,

Of the House. Total—85.

Those who voted for Joseph A. Wright were—

Messrs.	Campbell,	Grubb,	Pleak,
Bearss,	Claypool,	Mansfield,	Reed,
Beeson,	Culver,	March,	Teegarden,
Berry,	Davis of Parke,	Melletts,	White,
Blair,	Dickinson,	Murray,	Wright,
Brown of R.,	Graves,	New,	

Of the Senate. Also,

Messrs.	Chambers,	James,	Newman,
Abdill,	Davis,	Johnson,	Noyes,
Anderson,	Forrester,	Jones,	Perry,
Atkison,	Gregg,	Kendrick,	Pettibone,
Baker,	Gregory,	Lamb,	Robinson,
Branham,	Griffith,	Leeds,	Roe,
Budd,	Hershey,	Marshall,	Stone,
Beyerle,	Higgins,	Moorman,	Tarkington,
Cason,	Hostetter,	Morgan,	Van Buskirk,
Cass,	Hutchings,	Mustard,	Woodruff,

Of the House. Total—61.

Mr. Kilgore voted for Hon. Schuyler Colfax—1.

The President of the Joint Convention declared Thomas A. Hendricks duly elected United States Senator, to serve as such for six years from the fourth of March, 1863, inclusive.

On motion of Senator Wolfe,

The Joint Convention proceeded to the election of an Agent of State, a President of the Board of Sinking Fund Commissioners, and a State Librarian.

Mr. Holcomb nominated for Agent of State, John C. Walker of Laporte county.

Mr. Moorman nominated James D. McDonald.

Those who voted for John C. Walker were—

Messrs.	Dunning,	Hord,	Ray,
Bradley,	Finch,	Jenkins,	Shields,
Brown of Wells,	Fuller,	Johnson,	Shoulders,
Cobb,	Gaff,	Landers,	Williams,
Corbin,	Gifford,	McClurg,	Wilson,
Davis of Cass,	Hartley,	Marshall,	Wolfe,
Douglas,	Hoagland,	Moore,	

Of the Senate. Also,

Messrs.	Hall,	Lasselle,	Reitz,
Abbett,	Hanna,	Lee,	Richardson,

Bird,	Harden of W.,	Lemmon of H.,	Rippey,
Bloucher,	Hardin of Perry,	Lemmon of S.,	Roberts,
Brogan,	Harney,	McCaughey,	Ryan,
Brown,	Hetfield,	Miller,	Shaffer,
Burton,	Holcomb,	Milroy,	Shoaff of Allen,
Collins,	Hon,	Mutz,	Shoaff of Jay,
Davis,	Howard,	Niblack,	Spencer,
DeBruler,	Howell,	O'Brien of M.,	Veatch,
Donaldson,	Howk,	Osborne,	Waterman,
Ferris,	Humphries,	Packard,	Williams,
Garvin,	Kemp of Dubois,	Pendleton,	Wolfe,
Given,	Kemp of Vigo,	Priest,	Woollen,
Gregg,	Lake,	Puett,	Mr. Speaker,

Of the House. Total—85.

Those who voted for James D. McDonald were—

Messrs.	Campbell,	Grubb,	Pleak,
Bearss,	Claypool,	Mansfield,	Reed,
Beeson,	Culver,	March,	Teegarden,
Berry,	Davis of Parke,	Mellet,	White,
Blair,	Dickinson,	Murray,	Wright,
Brown of R.,	Graves,	New,	

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Cook,	Kendrick,	Perry,
Anderson,	Gregory,	Lamb,	Pettibone,
Atkison,	Griffith,	Leeds,	Robinson,
Baker,	Hershey,	Marshall,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Beyerle,	Hutchings,	Mustard,	Van Buskirk,
Cason,	James,	Newman,	Woodruff,
Cass,	Johnson,		

Of the House. Total—60.

John C. Walker was declared, by the President of the Convention, duly elected Agent of State.

Mr. Holcomb nominated Washington H. Talbott as President of the Board of Sinking Fund Commissioners.

Senator March nominated Elijah B. Martindale.

Those who voted for Washington H. Talbott were—

Messrs.	Dunning,	Hord,	Ray,
Bradley,	Finch,	Jennings,	Shields,
Brown of Wells,	Fuller,	Johnson,	Shoulders,
Cobb,	Gaff,	Landers,	Williams,
Corbin,	Gifford,	McClurg,	Wilson, and
Davis of C.,	Hartley,	Marshall,	Wolfe,
Douglas,	Hoagland,	Moore,	

Of the Senate. Also,

Messrs.	Hanna,	Lee,	Rietz,
Abbett,	Harden of W.,	Lemmon of H.,	Richardson,
Bird,	Hardin of Perry,	Lemmon of S.,	Rippey,
Blocher,	Harney,	Mason,	Roberts,
Brogan,	Hetfield,	McCaughey,	Ryan,
Brown,	Holcomb,	Miller,	Shaffer,
Burton,	Hon.,	Milroy,	Shoaff of Allen,
Collins,	Howard,	Mutz,	Shoaff of Jay,
Cook,	Howell,	Niblack,	Spencer,
DeBruler,	Howk,	O'Brien of M.,	Veatch,
Donaldson,	Humphries,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen,
Gregg,	Lasselle,	Puett,	Mr. Speaker,
Hall,			

Of the House. Total—86.

Mr. Atkison voted for Hon. E. Dumont.

Those who voted for Elijah B. Martindale were—

Messrs.	Campbell,	Grubb,	Pleak,
Bearss,	Claypool,	Mansfield,	Reed,
Beeson,	Culver,	March,	Teegarden,
Berry,	Davis of Parke,	Mellet,	White,

Blair,	Dickinson,	Murray,	Wright,
Brown of R.	Graves,	New,	

Of the Senate. Also,

Messrs.	Davis,	Jones,	Noyes,
Abdill,	Forrester,	Kendrick,	Perry,
Anderson,	Gregory,	Kilgore,	Pettibone,
Baker,	Griffith,	Lamb,	Robinson,
Branham,	Hershey,	Leeds,	Roe,
Budd,	Higgins,	Marshall,	Spencer,
Beyerle,	Hostetter,	Moorman,	Tarkington,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Cass,	James,	Mustard,	Woodruff,
Chambers,	Johnson,	Newman,	

Of the House. Total—60.

The President of the Joint Convention declared Washington H. Talbott duly elected President of the Board of Sinking Fund Commissioners.

Mr. Holcomb nominated for State Librarian David Stephenson.

Mr. Moorman nominated Robert D. Brown.

Those who voted for David Stephenson were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Finch,	Hord,	Ray,
Brown of Wells,	Fuller,	Jenkins,	Shields,
Cobb,	Gaff,	Johnson,	Shoulders,
Corbin,	Gifford,	Landers,	Williams,
Davis of Cass,	Graves,	McClurg,	Wilson,
Douglas,	Hartley,	Marshall,	Wolfe,

Of the Senate. Also,

Messrs.	Harden of W.,	Lemmon of H.,	Richardson,
Abbett,	Hardin of Perry,	Lemmon of S.,	Rippey,
Bird,	Harney,	Mason,	Roberts,
Blocher,	Hetfield,	McCaughey,	Ryan,
Brogan,	Holcomb,	Miller,	Shaffer,
Burton,	Hon,	Milroy,	Shoaff of Allen,
Collins,	Howard,	Mutz,	Shoaff of Jay,

Cook,	Howell,	Niblack,	Spencer,
DeBruler,	Howk,	O'Brien of M.,	Veatch,
Donaldson,	Humphries,	Osborne,	Waterman,
Ferris,	Kemp of Dubois,	Packard,	Williams,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Priest,	Woollen, and
Hall,	Lasselle,	Puett,	Mr. Speaker,
Hanna,	Lee,	Reitz,	

Of the House. Total—85.

Mr. Brown of Jackson was excused from voting.

Those who voted for Robert D. Brown were—

Messrs.	Campbell,	Mansfield,	Pleak,
Bearss,	Claypool,	March,	Reed,
Beeson,	Culver,	Melletts,	Teegarden,
Berry,	Davis of Parke,	Murray,	White, and
Blair,	Dickinson,	New,	Wright,
Brown of R.	Grubb,		

Of the Senate. Also,

Messrs.	Davis,	Johnson,	Newman,
Abdill,	Forrester,	Jones,	Noyes,
Anderson,	Gregg,	Kendrick,	Perry,
Atkison,	Gregory,	Kilgore,	Pettibone,
Baker,	Griffith,	Lamb,	Robinson,
Branham,	Hershey,	Leeds,	Roe,
Budd,	Higgins,	Marshall,	Stone,
Beyerle,	Hostetter,	Moorman,	Tarkington,
Cason,	Hutchings,	Morgan,	Van Buskirk,
Cass,	James,	Mustard,	Woodruff,
Chambers,			

Of the House. Total—61.

The President of the Joint Convention declared David Stephenson duly elected State Librarian.

On motion of Senator Wolfe,

The officers of this Convention were directed to certify to the Governor the elections made this afternoon.

The President declared the Joint Convention adjourned *sine die*.

On motion of Mr. Blocher,
The House adjourned until to-morrow morning at 9 o'clock.

THURSDAY, 9 o'clock, A. M., }
January 15, 1863. }

The House met.

The journal of yesterday was read, corrected and approved.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the following joint rules, reported from the joint committee, with the following amendment:

Strike out the tenth rule.

In which the concurrence of the House is respectfully requested.

Mr. Branham moved to take up the message from the Senate,
Which was agreed to.

The joint rules were read.

Mr. Branham moved to recommit the rules to the joint committee on the revision of joint rules.

Agreed to.

Mr. Niblack asked leave of absence for Mr. Holcomb,
To which the House consented.

Mr. Hutchings asked leave of absence for Mr. Roe,
Which was granted by the House.

Mr. Gregory offered the following resolution, which was adopted:

Resolved, That the Judiciary Committee be instructed to examine and see whether there is any law of this State in force in rela-

tion to assaults, and prescribing punishment therefor; and if no such law is in force, then that said committee report to this House a bill on that subject.

Mr. Moorman offered the following resolution, which was adopted:

Resolved, That the Committee on Ways and Means be instructed to report at as early a day as practicable a bill making the necessary general appropriations for the years 1863 and 1864.

By Mr. Mason:

Resolved, That the Committee on the Judiciary be requested to inquire as to the constitutionality and expediency of the passage of a law requiring every voter to be a resident of the township ten or more days before he is entitled to vote.

Which was adopted.

By Mr. Higgins:

Resolved, That the Doorkeeper of this House be instructed to obtain and place upon the desk of the members of this House the acts of the General Assembly of this State for the year 1861.

Mr. Woollen moved to amend by adding the acts of 1859.

The amendment was not adopted.

The resolution was adopted.

Mr. Wolfe offered the following concurrent resolution:

Resolved, By the House of Representatives (the Senate concurring,) that the two houses meet in Joint Convention in this hall, at 10 o'clock A. M. to-morrow, and proceed to the election of three Directors for the State Prison South, and three for the State Prison North; also, a State Printer, in the order named.

Mr. Bird moved to amend by inserting "Wednesday next at 2 o'clock P. M.," instead of "10 o'clock A. M. to-morrow."

Mr. Woollen accepted the amendment.

The resolution, as thus amended, was then adopted.

Ordered, That the Clerk inform the Senate thereof.

By Mr. Ferris :

Resolved, That the law of Congress erecting certain Counties of Virginia into a State, called the State of *Western Virginia*, is an original independent act of revolution, and involves a plain breach of both Constitutions of Virginia and the Nation, unlike the emancipation Proclamations, it is not sought to be justified by the authors on the pretense of military necessity. Its passage by Congress, and approval by the President, betray even more than any former act of Congress or of the President had betrayed, the deliberate purpose of the administration and the political majority of Congress to set aside the Constitution, and establish upon the common ruins of the Union and the Sovereignty of the States, a revolutionary government, monarchical and military in its character, and in which all the great guarantees of civil liberty recently so recklessly assailed, will be known now and forever.

2nd. Resolved, That it is to the people we must look for a restoration of the Union, and the blessings of peace, and to these ends we should direct our earnest and honest efforts, and hence we are in favor of the Assembly of a National Convention of all the States at Louisville, Kentucky, at the earliest practicable period, to so adjust our national difficulties, that the States may live together in harmony, each being secured in the rights guaranteed respectively to all by our fathers.

3rd. Resolved, That we earnestly recommend a cessation of hostilities, for such period as may be necessary, to allow the people of the North and South to express, through a National Convention, their wish for peace and a maintenance of the Union as it was, under the Constitution as it is.

4th. Resolved, That the General Government has no power under the Constitution to tax the people of the State of Indiana, for the purpose of raising money with which to buy the Slaves of the Southern States. And we now declare, in advance, that all debts contracted on bonds, which may be issued for the purpose of paying for any such Slaves, we hold to be utterly void for want of authority to issue the same, and the State of Indiana will never consent that her people shall be taxed for any such purpose.

Mr. Ferris moved to refer the resolution to the Committee on Federal Relations.

Mr. Noyes moved that the resolutions lie on the table.

Messrs. Noyes and Woodruff demanded the ayes and noes.

Mr. Atkison demanded a division of the question.

The question being shall the first resolution lie on the table.

Those who voted in the affirmative were—

Messrs.	Forrester,	Jones,	Noyes,
Abdill,	Gregory,	Kendrick,	Perry,
Anderson,	Hershey,	Kilgore,	Pettibone,
Baker,	Higgins,	Lamb,	Robinson,
Budd,	Hostetter,	Leeds,	Roe,
Cass,	Hutchings,	Moorman,	Stone,
Chambers,	James,	Morgan,	Van Buskirk,
Davis,	Johnson,	Newman,	Woodruff—32.
De Bruler,			

Those who voted in the negative were—

Messrs.	Gregg,	Lasselle,	Puett,
Abbett,	Hall,	Lee,	Reitz,
Atkison,	Hanna,	Lemmon of H.,	Richardson,
Bird,	Harden of W.,	Mason,	Rippey,
Blocher,	Hardin, of P.,	McCaughey,	Shaffer,
Brogan,	Harney,	Miller,	Shoaff of Allen,
Brown,	Hetfield,	Milroy,	Shoaff of Jay,
Burton,	Hon,	Mustard,	Spencer,
Beyerle,	Howard,	Mutz,	Tarkington,
Collins,	Howell,	Niblack,	Veach,
Cook,	Howk,	O'Brien of M.,	Waterman,
Donaldson,	Humphreys,	Osborn,	Williams,
Ferris,	Kemp of D.,	Packard,	Wolfe,
Garvin,	Kemp of V.,	Pendleton,	Woollen, and
Given,	Lake,	Priest,	Mr. Speaker—59.

So the House refused to lay the resolution on the table.

The question then being, shall the remaining resolutions lie on the table?

Those who voted in the affirmative were—

Messrs.	Forrester,	Jones,	Perry,
Anderson,	Gregory,	Kendrick,	Pettibone,
Atkison,	Griffith,	Kilgore,	Robinson,
Baker,	Hershey,	Lamb,	Stone,
Budd,	Higgins,	Moorman,	Tarkington,
Cass,	Hutchings,	Morgan,	Van Buskirk,
Chambers,	James,	Newman,	Woodruff—30.
Davis,	Johnson,	Noyes,	

Those who voted in the negative were—

Messrs.	Hall,	Lasselle,	Priest,
Abbett,	Hanna,	Lee,	Puett,
Bird,	Harden of W.,	Leeds,	Reitz,
Blocher,	Hardin of Perry,	Lemmon of H.,	Richardson,
Brogan,	Harney,	Mason,	Rippey,
Brown,	Hetfield,	McCaughy,	Shaffer,
Burton,	Hon,	Miller,	Shoaff of Allen,
Beyerle,	Hostetter,	Milroy,	Shoaff of Jay,
Collins,	Howard,	Mustard,	Spencer,
Cook,	Howell,	Mutz,	Veach,
De Bruler,	Howk,	Niblack,	Waterman,
Donaldson,	Humphreys,	O'Brien of M.,	Williams,
Ferris,	Kemp of Dubois,	Osborn,	Wolfe,
Garvin,	Kemp of Vigo,	Packard,	Woollen, and
Given,	Lake,	Pendleton,	Mr. Speaker—61.
Gregg,			

Mr. Roberts was excused from voting.

So the House refused to lay the remaining resolutions on the table.

The question then being on referring the resolutions to the Committee on Federal Relations,

They were so referred.

Mr. Humphreys offered the following resolution :

H. J.—6

A resolution instructing our Representatives in Congress, and requesting our Senators, to take measures for the suspension of hostilities between the Government of the United States and the Government of the Confederate States, and also to advocate the calling of a National Convention.

WHEREAS, The American people, and especially the soldiers who have from time to time enlisted in the civil war now being waged between the Federal Government and the Government of the Confederate States, have been confidently and repeatedly assured by the present Administration that the rebellion existing in the seceded States would be totally crushed and extinguished, and that the Government should be restored as it originally existed under the Constitution, with all the rights of the several States unimpaired :

AND WHEREAS, Civil war has already existed for a period of nineteen months or more, and there is no probability of a speedy termination of said war :

AND WHEREAS, All pledges and assurances given by the Administration in regard to the restoration of the Union under the Constitution, with all the rights of the several States unimpaired, have been repeatedly violated by the present Administration, by the issuing of proclamations directly interfering with the rights of some of the States under the Constitution :

AND WHEREAS, Hundreds of thousands of the best and bravest of American citizens have fallen on the field of battle, or have received wounds or contracted disease, while engaged in the service, which will render them hopeless and helpless invalids for life :

AND WHEREAS, The same causes and issues which brought on the present war are still before the people, and must be settled by compromise at the expiration of this unfortunate struggle, whenever that much desired event shall occur ; therefore, be it

Resolved, By the House (the Senate concurring), that our Representatives in Congress be instructed, and our Senators requested, to take such measures as are necessary to suspend hostilities between the Government of the United States and the Government of the Confederate States; and also to advocate the calling of a convention of delegates from the loyal States to adopt some measures for the restoration of peace to our divided country, and for the re-union of all the States under the Constitution of our fathers, with all the rights of all the States unimpaired.

Mr. Donaldson moved to amend by interchanging the words "instructed" and "requested."

Mr. Roberts moved to refer the resolution and the amendment to the Committee on Federal Relations.

Agreed to.

Mr. Baker offered the following resolution:

WHEREAS, Our once happy and peaceful country is distracted by the rebellion of a part of the States, and as it requires the united efforts of the loyal people to suppress so formidable an insurrection:

AND WHEREAS, The President of the United States is the legally constituted head of the Government and Commander-in-Chief of the Army; therefore, be it

Resolved, That we will act and use our influence, on all proper occasions, to thwart the schemes of any man, or set of men, to destroy or weaken our common country; and we will do all within our power to disorganize and discourage those that are fighting to overthrow this Government.

Resolved, That we will endeavor to uphold and strengthen the Union army, and though we may differ as to the best policy of conducting the war, where a plan has been adopted by the Government for the restoration of the Union, we will try to make such plan effectual to the speedy restoration of peace.

Mr. Roberts moved to refer the resolution to the Committee on Federal Relations.

Agreed to.

Mr. Morgan offered the following resolution:

Resolved, That the State of Indiana is unalterably attached to the Union of all the States of the Federal Government; that we will, at no time and under no circumstances, consent nor agree to any measure tending to the withdrawal of this or any other State from the Union; that the dissolution of this Government is a measure fraught with the most fearful consequences, and would be a calamity destroying the hopes of all lovers of free government; that the State of Indiana will use all means within her power to put down the present rebellion and restore the Government to its

former constitutional limits; that the doctrine that any State has a right to secede from this Government at its pleasure, is unwarranted by the Constitution, inconsistent with every feature of the system of our confederation, and can be justified under no circumstances whatever; that the State of South Carolina, when she inaugurated the present rebellion, committed an act which we believe to be in direct antagonism to the pledges she had made to sustain the Federal Constitution, and that she should be held responsible for the sacrifices of blood and treasure that have been made to perpetuate the Union of our fathers.

On motion of Mr. Hall,

The resolution was referred to the Committee on Federal Relations.

Mr. Tarkington offered the following resolution, which was adopted :

Resolved, That the Committee on the Sinking Fund be directed to enquire into the expediency of liquidating the debt of the State University—incurred for the erection of the College Building—to the Board of Commissioners of the Sinking Fund, by the transfer to said Board of the evidences of indebtedness existing against purchasers of lands, granted by the United States to the State of Indiana, for the use of said University, and sold by the said Trustees under an act of the General Assembly of Indiana, entitled “an act for the relief of Indiana University, &c.,” approved March 2, 1859, in discharge of an equal amount of indebtedness of the said Trustees to said Board, and report to this House by bill or otherwise.

Mr. Brown moved to take up the resolution of Mr. Roberts, in regard to referring all matters of a political character to the Committee on Federal Relations.

To which the House consented.

Mr. Brown withdrew his motion to amend the resolution.

The resolution of Mr. Roberts was then adopted.

Mr. Howk offered the following resolution, which was adopted:

Resolved, That a committee of three be appointed to ascertain

from the State Librarian and other State Officers, and report to this House, whether or not convenient rooms can be obtained in the State House, for the accommodation of the various committees of this House.

Mr. Cook offered joint resolution number four, in relation to the Southern Rebellion, which, on motion of Mr. Niblack, was referred to the Committee on Federal Relations.

The Speaker announced the following committee to confer with the State Librarian and other State Officers, viz :

Messrs. Howk, Tarkington and Harney.

Mr. Hon offered the following resolution, which was adopted :

Resolved, That this House returns its thanks to the many noble and patriotic ladies of Indiana, for their care in providing for our sick and wounded soldiers in hospitals in this and other States.

Mr. Anderson offered the following resolution :

Resolved, That the Committee on Public Printing be, and are hereby directed to enquire into the expediency of preparing and introduce into this House, a bill abolishing the office of State Printer, and providing for having the printing of the State done by contracts, by the lowest bidder.

Mr. Donaldson moved to amend, by making the resolution one of inquiry, instead of one of instruction.

The amendment was adopted.

The resolution as amended was then adopted.

BILLS INTRODUCED.

By Mr. Niblack:

House bill No. 26. An act fixing the time for holding the next terms of the several Circuit Courts in the Third Judicial District, and repealing all laws in conflict therewith.

Was read the first time.

Mr. Niblack moved that the rules be suspended, and the bill read a second time now.

The question being on the suspension of the rules.

Those who voted in the affirmative were—

Messrs.	Garvin,	Kemp of Dubois,	Perry,
Abbett,	Given,	Kemp of Vigo,	Priest,
Abdill,	Gregg,	Lake,	Puett,
Anderson,	Gregory,	Lamb,	Reitz,
Atkison,	Griffith,	Lasselle,	Richardson,
Baker,	Hall,	Leeds,	Rippey,
Bird,	Hanna,	Lemmon of H.,	Roberts,
Blocher,	Harden of W.,	Mason,	Robinson,
Brogan,	Hardin of Perry,	McCaughey,	Shaffer,
Brown,	Harney,	Miller,	Shoaff of Allen,
Budd,	Hetfield,	Milroy,	Shoaff of Jay,
Burton,	Hershey,	Moorman,	Spencer,
Beyerle,	Higgins,	Morgan,	Stone,
Cass,	Hon,	Mustard,	Tarkington,
Chambers,	Hostetter,	Mutz,	Van Buskirk,
Collins,	Howard,	Newman,	Veach,
Cook,	Howell,	Niblack,	Waterman,
Davis,	Hawk,	Noyes.	Williams,
De Bruler,	Humphreys,	O'Brien of M.,	Wolfe,
Donaldson,	Hutchings,	Osborn,	Woodruff,
Ferris,	Johnson,	Packard,	Woollen,
Forrester,	Jones,	Pendleton,	Mr. Speaker-86

Those who voted in the negative were—

None.

So the rule was suspended, and the bill read a second time.

Ordered, That the bill be engrossed.

Mr. Niblack moved that the rules be further suspended, and the bill read the third time.

The question being on the further suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Garvin,	Kemp of Dubois,	Packard,
Abbett,	Given,	Kemp of Vigo,	Pendleton,

Abdill,	Gregg,	Kendrick,	Priest,
Atkison,	Gregory,	Lasselle,	Reitz,
Baker,	Griffith,	Lee,	Richardson,
Bird,	Hanna,	Leeds,	Rippey,
Blocher,	Harden of W.,	Lemmon of H.,	Roberts,
Brown,	Hardin of Perry,	Mason,	Robinson,
Budd,	Hetfield,	McCaughey,	Shaffer,
Burton,	Hershey,	Miller,	Shoaff of Allen,
Cass,	Higgins,	Milroy,	Shoaff of Jay,
Chambers,	Hon,	Moorman,	Spencer,
Collins,	Hostetter,	Mustard,	Veach,
Cook,	Howard,	Mutz,	Waterman,
Davis,	Howell,	Newman,	Williams,
De Bruler,	Humphreys,	Niblack,	Wolfe,
Donaldson,	Hutchings,	Noyes,	Woodruff,
Ferris,	Johnson,	O'Brien of M.,	Woollen,
Forrester,	Jones,	Osborne,	Mr. Speaker-73.

Those who voted in the negative were—

None.

So the bill was read the third time.

The question then being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Garvin,	Hutchings,	Priest,
Abbett,	Given,	Kemp of Dubois,	Puett,
Abdill,	Gregg,	Kemp of Vigo,	Reitz,
Atkison,	Gregory,	Lasselle,	Richardson,
Baker,	Griffith,	Lemmon of H.,	Rippey,
Bird,	Hall,	Mason,	Roberts,
Blocher,	Hanna,	McCaughey,	Robinson,
Brogan,	Harden of W.,	Miller,	Shoaff of Allen,
Budd,	Hardin of Perry,	Milroy,	Shoaff of Jay,
Burton,	Harney,	Moorman,	Spencer,
Cass,	Hetfield,	Mustard,	Tarkington,
Chambers,	Hershey,	Mutz,	Veach,
Collins,	Hon,	Newman,	Waterman,
Cook,	Hostetter,	Niblack,	Williams,
Davis,	Howard,	Noyes,	Wolfe,

De Bruler,	Howell,	O'Brien of M.,	Woodruff,
Donaldson,	Howk,	Osborn,	Woollen,
Ferris,	Humphreys,	Packard,	Mr. Speaker-70.

Those who voted in the negative were—

None.

So the bill passed, and the Clerk was ordered to inform the Senate thereof.

On motion,
The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

Mr. Ferris asked that leave of absence be granted Mr. Given for this afternoon.

To which the House consented.

BILLS INTRODUCED.

By Mr. Waterman:

House bill No. 27. An act providing for the calling special sessions of boards of county commissioners.

The bill was read a first time, and passed to a second reading.

By Mr. Lamb:

House Bill No. 28. An act to amend an act entitled "an act to amend the third section of an act entitled an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved February 26, 1857," which latter act was approved March 9, 1861.

The bill was read the first time, and passed to a second reading.

By Mr. Miller :

House bill No. 29. An act entitled an act to amend the 37th section of an act entitled an act defining misdemeanors, and prescribing punishment therefor.

The bill was read the first time, and passed to a second reading.

By Mr. Wolfe,

House bill No. 30. An act to amend an act permitting witnesses who are parties to an action, to testify in their own behalf.

The bill was read the first time, and passed to a second reading.

Mr. Roberts moved to reconsider the vote referring House bill No. 1, to the Committee on Judiciary.

Which was agreed to.

By consent of the House, the bill was referred to the select committee on the enforcement of the 13th article of the Constitution.

By consent of the House, the order of business was suspended in order to receive the report from a select committee.

Mr. Howk, from a select committee, made the following report:

MR. SPEAKER :

The Select Committee raised to confer with the State Librarian, and other State officers, for the procurement of convenient rooms for the use of the Standing Committees of the House, respectfully report that they are informed by the State Librarian that he has provided three rooms on the west side for the House committees, being the same number of rooms for that use at the last session of the legislature.

The committee recommend that the said rooms be occupied as follows: the north room by the Judiciary Committee, the room next adjoining by the Committee of Ways and Means, and that the third room be kept for the use, in common, of the other standing committees.

The report was concurred in.

The order of business was resumed.

By Mr. Packard:

House bill No. 31. An act authorizing the issuing of attachments for violations of orders of injunction.

The bill was read the first time, and passed to a second reading.

BILLS ON SECOND READING.

House bill No 15. An act to authorize the Governor to issue a patent to Aaron Foster, for certain Michigan Road Lands in LaPorte county;

Was read the second time.

Mr. Forrester moved to refer the bill to the Committee on Judiciary.

The House consented.

House bill No. 16. An act to enable landlords and tenants, lessors and lessees, to contract with each other so as to secure the rights of each;

Was read the second time.

Mr. Harney moved to refer the bill to the Committee on the Rights and Privileges of the Inhabitants of this State.

Which was agreed to.

House bill No. 17. An act to confirm and make valid sales of real estate in the State of Indiana, made by Trustees, and by Domestic and Foreign Executors;

Was read the second time.

Mr. Forrester moved to refer the bill to the Committee on Judiciary.

Agreed to.

House bill No. 18. An act to amend section six of an act entitled "An Act regarding estrays and articles adrift," approved June 16, 1852;

Was read the second time.

Mr. Anderson moved to refer the bill to the Committee on County and Township Business.

Agreed to.

House bill No. 19. An act supplemental to "An act to enforce the 13th article of the Constitution," approved June 1852, in rela-

tion to evidence in cases under said act, and prohibiting the bringing of negroes into this State, and prescribing the penalty therefor;

Was read the second time, and was referred, by the consent of the House, to the select committee on the enforcement of the 13th article of the Constitution.

House bill No. 20. An act to amend section 46 of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith; and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861;

Was read the second time.

Mr. Atkison moved to refer the bill to the Committee on Judiciary. Agreed to.

House bill No. 21. An act regulating interest on loans of money; Was read the second time.

Mr. Bird moved to refer the bill to the Committee on Judiciary. The House consented.

House bill No. 22. An act to amend section 27 of an act entitled an act regulating the granting of divorces, nullification of marriages, and decree and orders of court incident thereto, approved May 13, 1852;

Was read the second time.

Mr. Donaldson moved to refer the bill to the Committee on Judiciary.

It was so ordered by consent.

House bill No. 23. An act to fix the succession of title of real estate, held by county and district agricultural societies;

Was read the second time.

Mr. Anderson moved to refer the bill to the Committee on Agriculture.

The House consented.

House bill No. 24. An act to amend an act to provide for a system of Common Schools, &c., approved March 11, 1861;

Was read the second time.

Mr. Wolfe moved to refer the bill to the Committee on Education.

Agreed to.

House bill No. 25. To authorize Supervisors to remove fences and buildings near highways, &c., and to assess damages;
Was read the second time.

Mr. Mason moved to refer the bill to the Committee on Roads.
Agreed to.

Mr. Packard offered the following concurrent resolution:

Resolved, by the House, (the Senate concurring), That the thanks of the General Assembly of the State of Indiana are due, and are hereby tendered to the Hon. Horatio Seymour, Governor of New York, for the able and patriotic defense of the Constitution, the laws and liberty of the American citizen, contained in his late message to the Legislature of that State; and particularly for his just and high appreciation of the interests, position and patriotism of the great North-west, and that we assure him that the conservative people of our beloved State are looking with deep solicitude and confidence to his executive action, believing that they will find in it a firm and determined resistance to the encroachments of a despotic Administration upon the liberties of the American people, as well as a bold defense of the independent sovereignty of the several States of this Union, and that such action will receive the warm sympathies and hearty co-operation of all the conservative citizens of this State.

Resolved, That the Speaker of the House be directed to forward copies of these concurrent resolutions to his Excellency, Governor Seymour, and to the Legislature of that State.

Messrs. Packard and Harney demanded the ayes and noes on the passage of the resolution.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Mason,	Rippey,
Abbott,	Harney,	McCaughy,	Ryan,
Bird,	Hetfield,	Miller,	Shaffer,
Blocher,	Hon,	Milroy,	Shoaff of Allen,

Brown,	Howard,	Mutz,	Shoaff of Jay,
Burton,	Howell,	Niblack,	Spencer,
Collins,	Howk,	O'Brien of M.,	Veach,
Cook,	Humphreys,	Osborn,	Waterman,
Donaldson,	Kemp of Dubois,	Packard,	Williams,
Ferris,	Kemp of Vigo,	Pendleton,	Wolfe,
Garvin,	Lake,	Puett,	Woodruff,
Hall,	Lasselle,	Reitz,	Woollen and
Hanna,	Lemmon of H.,	Richardson,	Mr. Speaker-52.
Harden of W.,			

Those who voted in the negative were—

Messrs.	Chambers,	Johnson,	Mustard,
Abdill,	Davis,	Jones,	Newman,
Anderson,	Gregg,	Kendrick,	Noyes,
Atkison,	Gregory,	Kilgore.	Perry,
Baker,	Hershey,	Lamb,	Pettibone,
Branham,	Higgins,	Leeds,	Robinson,
Budd,	Hostetter,	Marshall,	Stone,
Beyerle,	Hutchings,	Moorman,	Tarkington, and
Cass,	James,	Morgan,	Van Buskirk-35.

When their names were called, Messrs. DeBruler and Forrester asked to be excused from voting,

To which the House consented.

Mr. Hanna called up his resolution of yesterday.

Mr. Hanna moved to refer the resolution to the Committee on the Affairs of the City of Indianapolis.

Mr. Donaldson moved that the resolution lie on the table,
Which was agreed to.

Mr. Packard, by consent of the House, offered the following resolution:

Resolved, That the Committee on Judiciary be instructed to inquire into the expediency of reporting a bill to prohibit the use of the State Library a circulating library, and to make the State Librarian responsible for the loss of any of the books thereof.

Adopted.

On motion of Mr. Anderson,
The House adjourned until to-morrow morning 9 o'clock.

FRIDAY, 9 O'CLOCK, A. M., }
January 16, 1863. }

The House met.

The Journal of yesterday was read and approved.

A message from the Senate by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House that the Senate has passed the following engrossed bill of the House, without amendment:

House bill No. 26. A bill fixing the time for holding the next terms of the several Circuit Courts in the Third Judicial Circuit, and repealing all laws in conflict therewith.

Mr. Ferris asked leave of absence for Mr. Given.

To which the House consented.

Mr. Kendrick asked leave of absence for Mr. Mustard.

To which the House also consented.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Woollen:

Petition of Milton Utter, and seven hundred and forty others, relating to enforcing the 13th article of the Constitution of the State of Indiana.

Referred to the select committee.

The Speaker laid before the House a communication from the President of the Bank of the State of Indiana.

On motion of Mr. Harney,

The communication was laid on the table, and five hundred copies ordered to be printed.

By Mr. Burton :

Petition of Lewis Walters and others,
Which was referred to the Committee on Federal Relations.

REPORTS OF COMMITTEES.

Mr. Niblack, chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER :

The Committee of Ways and Means, to which was referred the Senate bill No. 1, entitled "a bill appropriating twenty-five thousand dollars for the expenses of the present General Assembly, and providing the manner of payment of the members and officers of the Senate and House of Representatives," have had the same under consideration, and have agreed upon sundry amendments thereto. I am therefore instructed to report the same back to the House with said amendments, to ask that said amendments may be concurred in by the House, and to recommend the passage of said bill when so amended :

Amend section No. 1 by striking out the words "twenty-five," in the third line, and inserting in lieu thereof the words "seventy-five."

Amend section No. 2, by striking out the "proviso," attached to the same, being all of said section after the word "entitled," in the sixteenth line thereof.

Amend section No. 3 by striking the same out, and inserting in lieu thereof the following :

"SEC. 3. That it shall be the duty of the said Auditor to audit the accounts and issue his warrant upon the Treasurer of State for the per diem of the Senate and House of Representatives, and their assistants and appointees, including clerks and other assistants to committees, upon the certificate of the President of the Senate, when elected, appointed, or employed by the Senate, and upon the certificate of the Speaker of the House of Representatives, when elected, appointed, or employed by the House; *Provided*, That such officers, and their assistants and appointees, except the pages,

shall be allowed the sum of three dollars per day each; *And provided further*, That the pages be allowed the sum of two dollars per day each.

Mr. Howk, chairman of the Committee on the Judiciary, made the following report:

MR. SPEAKER:

The Committee on the Judiciary respectfully report to the House for adoption, the following resolution, to-wit:

Resolved, That the Committee on the Judiciary be authorized to employ a clerk and such assistants as may be necessary, and also a doorkeeper, for the use of said committee, and that such officers shall receive the same compensation for their services as the like officers of this House do for similar services.

Mr. Collins moved to amend the same by striking out the word "doorkeeper."

Mr. Spencer moved to lay on the table the motion to amend.

Which was not agreed to.

Mr. Puett moved that the resolution informally lie on the table.

Which was agreed to.

Mr. Woollen, chairman of the Committee on Scientific and Benevolent Institutions, made the following report:

MR. SPEAKER:

The Committee on Benevolent Institutions, to whom was referred the resolution to inquire into the expediency of establishing a printing office in connection with the institution for the education of the Deaf and Dumb, with a view of having the State Printing done at that Institution, have had the matter under consideration, and direct me to report that the same would be inexpedient.

The report was concurred in.

RESOLUTIONS OF THE HOUSE.

Mr. Niblack offered the following resolution, which was adopted:

Resolved, That the State Librarian be directed to furnish, for the use of the Speaker of this house, and through him, for the use of the mem-

bers thereof, a copy of Cushing's treaties upon parliamentary laws, which shall be returned to the Library at the close of the present session.

Mr. Spencer offered the following resolution, which was adopted:

Resolved, That the door-keeper be instructed to provide a suitable room for engrossing Clerks of this house, and for the transaction of such other business as may be deemed necessary by the principal Assistant Clerks.

Mr. Beyerle offered the following resolution:

Resolved, That the Committee of Fees and Salaries be instructed to inquire into the expediency of reducing the fees of County Auditors and Clerks of the Courts, and that they report at an early day, by bill or otherwise.

Not adopted.

Mr. Woodruff offered the following resolution, which was adopted:

WHEREAS, An act was approved June 3, 1861, to ascertain the amount of fees and salaries of certain officers enumerated therein, therefore be it

Resolved, That the Auditor of State be directed to lay before this house, the reports of all such officers as may be on file in his office.

Mr. Cason offered the following resolution:

WHEREAS, It has been asserted by that arch fiend and traitor, Jeff. Davis, in a speech lately made by him at Richmond, Virginia, that the Great West is preparing for a secession from the East;

AND WHEREAS, The Grand Jury of one the United States' Courts have reported that there exists in this State, a secret political organization, held together by the most horrible and wicked oaths, and having for its purpose and objects among other things, the assistance and encouragement of the Southern Confederacy, and the formation of a North-western Confederacy, with its ultimate annexation to the Southern Confederacy. Therefore be it

Resolved, That a committee of five be appointed, with power to

send for persons and papers to investigate and inquire into whether any such political organization does exist in this State, with any such designs, or having for its objects the resistance of the due and legal enforcement of any of the laws of this State, or of the United States, or for the overthrow of the legally constituted authorities of this State, or of the United States, and to further report to this house what, if any, legislation is necessary to protect the Government from the unlawful acts of these treasonable associations.

Mr. Brown moved that the resolution lie on the table.

Messrs. Griffith and Newman demanded the ayes and noes upon the motion to lie upon the table.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Richardson,
Abbett,	Hardin of Perry,	Mason,	Rippey,
Atkison,	Harney,	McCaughey,	Roberts,
Bird,	Hershey,	Miller,	Ryan,
Blocher,	Hon,	Milroy,	Shaffer,
Brogan,	Howard,	Mutz,	Shoaff of Allen,
Brown,	Howell,	Niblack,	Shoaff of Jay,
Burton,	Howk,	O'Brien of M.,	Spencer,
Collins,	Humphreys,	Osborne,	Veatch,
Cook,	Kemp of Dubois,	Packard,	Waterman,
Donaldson,	Kemp of Vigo,	Pendleton,	Williams,
Ferris,	Lake,	Priest,	Wolfe,
Garvin,	Lasselle,	Puett,	Woollen,
Hall,	Lee,	Reitz,	Mr. Speaker—57.
Hanna,	Lemmon of H.,		

Those who voted in the negative were—

Messrs.	De Bruler,	James,	Newman,
Abdill,	Forrester,	Johnson,	Noyes,
Anderson,	Gregg,	Jones,	Perry,
Baker,	Gregory,	Kendrick,	Pettibone,
Budd,	Griffith,	Kilgore,	Robinson,
Beyerle,	Hershey,	Lamb,	Stone,
Cason,	Higgins,	Leeds,	Tarkington,
Chambers,	Hostetter,	Marshall,	Van Buskirk,
Davis,	Hutchings,	Moorman,	Woodruff—35.

So the resolution was laid on the table.

Mr. Woollen offered the following resolution, which was adopted:

Resolved, That the Committee on the Judiciary be requested to inquire into the constitutionality of an act entitled an act to provide for the election of Trustees and Commissioners for the Benevolent Institutions of the State, and prescribing some of the duties of such officers, approved March 5, 1859, and report the result of their deliberations to this House at their earliest convenience.

Mr. Niblack offered the following resolution, which was adopted:

Resolved, That the Committee on Banks be instructed to inquire into the expediency of so amending section four of an act entitled an act to amend the third, fourth, sixth, seventh, and forty-ninth sections of the act entitled an act to amend an act to authorize and regulate the business of general banking, passed March 3, 1855, approved March 9, 1861, as to prevent the stocks deposited by any such bank from being exposed to sale without the consent of the directors thereof, taking care, at the same time, that the interests of the bill-holders shall be sufficiently guarded, and that said committee report by bill or otherwise.

Mr. Waterman offered the following resolution, which was adopted:

Resolved, That the Committee on County and Township Business be instructed to inquire whether it will not be more economical, and secure more equality in the assessments, to abolish the office of township assessor, and have the assessments made by county assessors, with deputies where necessary, and said committee report by bill or otherwise.

Mr. Lake offered the following resolution, which was adopted:

Resolved, That the Judiciary Committee be requested to inquire into the expediency of repealing the tenth section of the act creating courts of conciliation, and report by bill or otherwise.

Mr. Priest offered the following resolution:

Resolved, That the Committee on Elections be instructed to inquire into the expediency of so amending the election laws of the State as to require each voter to write his name on the back of his

ticket before depositing the same in the ballot-box, and report by bill or otherwise.

Mr. Donaldson moved that the resolution lie on the table.

Agreed to.

Mr. Humphreys offered the following resolution, which was adopted :

Resolved, That the Committee on the Organization of Courts of Justice, be instructed to inquire into the expediency of transferring all civil and criminal business from the Courts of Common Pleas to the Circuit Courts, and for the establishment of a Court having exclusive probate jurisdiction.

Mr. Van Buskirk offered the following resolution :

Resolved, That we are unalterably and unconditionally opposed to the severance of the Middle and Northwestern States from the New England States.

The resolution was referred to the Committee on Federal Relations.

Mr. Gregory offered the following resolution :

1st. *Resolved*, That in the opinion of this House, the Saviour of the world was right when He declared that he that was not with him was against him, and he that gathered not with him, scattered abroad.

2d. *Resolved further*, That in the opinion of this House, he who is not for his country, and his whole country, under all circumstances, in peace and in war, is against his country.

3d. *Resolved further*, That in the opinion of this House, any word, act, or deed uttered, or done, which in its tendency is calculated to create divisions and dissensions in the North, and please the rebels and their leaders in the South, should be condemned and discouraged by every patriot in the land.

4th. *Resolved*, That this House do heartily sanction and in-dorse the patriotic sentiments contained in the last speech made by the Hon. Stephen A. Douglas, at Chicago, Illinois.

Mr. Packard offered the following amendment :

Amend the resolution of the gentleman from Warren by striking out "speech at Springfield," and add, "speech in the Senate of the United States."

The resolution and amendment were referred to the Committee on Federal Relations.

Mr. Higgins offered the following resolution, which was adopted:

Resolved, That the Committee on Fees and Salaries be instructed to inquire into the law regulating salaries for the officers of the Northern States Prison, ascertain if additional legislation is necessary, and to report by bill or otherwise.

Mr. Johnson offered the following resolution :

Resolved, That the Committee on Roads be instructed to inquire into the expediency of keeping the highways in repair, by a poll and *ad valorem* tax, instead of by the present system, and report by bill or otherwise.

The resolution was not adopted.

Mr. Harney offered the following resolution, which was adopted :

Resolved, That the Committee on Banks be instructed to inquire whether the State has, at this time, any member upon the Board of Directors of the Bank of the State of Indiana, as she is entitled to by the charter of said bank.

JOINT RESOLUTIONS.

By Mr. Hanna: Joint Resolution No. 6.

The resolution was read the first time, and passed to a second reading.

By Mr. O'Brien of Martin: Joint Resolution No. 7.

Which was read the first time, and passed to a second reading.

By Mr. Lasselle: Joint Resolution No. 8. A Joint Resolution inviting a National Convention to restore peace and union.

The resolution was read the first time, and passed to a second reading.

By Mr. Cason: Joint Resolution No. 9. In reference to amending the Constitution, so as to allow soldiers of this State to vote at the annual State and county elections.

Which was read the first time, and passed to a second reading.

Mr. Rippey, from a select committee, made the following report, which was concurred in:

The select committee to whom was referred House bill No. 2, "An act to create the Sixteenth Judicial circuit, and to provide for the election of a judge and prosecuting attorney therefor, and to provide for the terms of courts therein," have had the same under consideration, and beg leave to report the bill back to the House, and ask its reference to the Committee on the Judiciary, with instructions to inquire into the constitutionality of the third and fourth sections of said bill.

On motion,
The House adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

House met.

BILLS INTRODUCED.

By Mr. Higgins:

House bill No. 32. An act to amend an act entitled "an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such matters as properly pertain thereto," approved March 9, 1857.

The bill was read the first time, and passed to a second reading.

By Mr. Atkison:

House bill No. 33. An act to amend section 447 of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases, in the courts of this State, to abolish distinct forms of action at law, and to provide for the ad-

ministration of justice in a uniform mode of pleading and practice, without distinction between law and equity.

The bill was read the first time, and passed to a second reading.

By Mr. Spencer :

House bill No. 34. An act to prohibit clerks of circuit and common pleas courts from practicing law in the courts of which they are clerks.

The bill was read the first time, and passed to a second reading

By Mr. Hostetter :

House bill No. 35. An act to amend the fifth section of an act entitled an act to provide for the more uniform mode of doing Township business, prescribing the duties of certain officers in connection therewith, and to repeal all laws conflicting with this act.

Which was read the first time, and passed to a second reading.

By Mr. Gregg :

House bill No. 36. To provide for a registry of votes, and to declare their residence and to punish fraudulent practices touching elections.

Which was read the first time, and passed to a second reading.

By Mr. Tarkington :

House bill No. 37. An act to amend the twenty-third section of an act entitled an act for the relief of the Indiana University, and to increase and extend its benefits by providing for the sale of the lands granted by the United States for the use of the said University, regulating the application of the proceeds of the sale thereof, and prescribing the duties of the officers therein mentioned in relation thereto.

Which was read the first time, and passed to a second reading.

By Mr. Gregory :

House bill No. 38. An act to protect live stock along the line of Rail Roads, and for the punishment of certain persons therein named.

Which was read the first time, and passed to a second reading.

By Mr. Noyes :

House bill No. 39. An act to amend an act defining misdemeanors and prescribing punishment therefor, approved June 14, 1852.

Which was read the first time, and passed to a second reading.

By Mr. Brown:

House bill No. 40. An act to repeal section two of an act entitled "An act to amend section eleven of an act entitled an act to establish Courts of Common Pleas, and defining the jurisdiction and duties of, and providing compensation for the Judges thereof," approved May 14, 1852, so as to extend jurisdiction of said Court in certain cases.

Which was read the first time, and passed to a second reading.

By Mr. Burton:

House bill No. 41. To enforce the thirteenth article of the Constitution.

Which was read the first time, and passed to a second reading.

By Mr. Anderson:

House bill No. 42. An act to enforce the thirteenth article of the Constitution of the State of Indiana.

Which was read the first time, and passed to a second reading.

By Mr. Puett:

House bill No. 43. To secure the rights of married women to real estate sold upon execution.

Which was read the first time, and passed to a second reading.

By consent of the House, Mr. Hutching offered the following resolution:

Resolved, That when this house adjourn, it adjourn until Monday, two o'clock.

Which was adopted.

House proceeded with orders of the day, and took up Senate bill No. 1, with engrossed amendments of the house.

Mr. Lasselle moved that the bill be recommitted to the Committee on Ways and Means, with instructions to strike out "seventy-five thousand dollars," and insert "forty thousand dollars."

Mr. Niblack moved a division of the question.

The question being, shall the bill be recommitted?

The House refused to recommit the bill.

The question then being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregg,	Kendrick,	Pettibone,
Abbett,	Gregory,	Kilgore,	Priest,
Abdill,	Griffith,	Lake,	Puett,
Anderson,	Hall,	Lamb,	Reitz,
Atkison,	Hanna,	Lee,	Richardson,
Baker,	Harden of W.,	Leeds,	Rippey,
Bird,	Hardin of P.,	Leimmon of H.,	Robinson,
Branham,	Harney,	Marshall,	Ryan,
Brogan,	Hetfield,	McCaughy,	Shaffer,
Brown,	Hershey,	Miller,	Shoaff of Allen,
Budd,	Higgins,	Milroy,	Shoaff of Jay,
Barton,	Hon,	Moorman,	Spencer,
Beyerle,	Hostetter,	Mutz,	Tarkington,
Cason,	Howard,	Newman,	Van Buskirk,
Chambers,	Howell,	Niblack,	Veatch,
Collins,	Howk,	Noyes,	Waterman,
Cook,	Hutchings,	O'Brien of M.,	Williams,
Davis,	James,	Osborne,	Wolfe,
DeBruler,	Johnson,	Packard,	Woodruff,
Ferris,	Jones,	Pendleton,	Woollen,
Forrester,	Kemp of Dubois,	Perry,	Mr. Speaker—84.
Garvin,	Kemp of Vigo,		

Those who voted in the negative were—

Messrs.	Hardin of Perry,	Lasselle,	Morgan,
Blocher,	Humphreys,	Mason,	Roberts—8.
Donaldson,			

So the bill passed.

Mr. Niblack offered the following amendment to the title:

Amend the title by striking out "twenty-five" in the first line, and inserting in lieu thereof the words "seventy-five."

Amend, also, by inserting after the word "officers," in the sixth line, the words "and their assistants and appointees."

Adopted.

Messrs. Bird, Gregory and Shaoft of Jay, obtained leave of absence until Tuesday.

By the consent of the House, Mr. Anderson offered the following concurrent resolution :

Resolved, by the House of Representatives (the Senate concurring therein), That the principal Secretary of the Senate and the principal Clerk of the House of Representatives, contract with Ariel and W. H. Drapier, Reporters, for 1,500 copies of the continuation of their Brevier Legislative Reports, to contain a verbatim report of the proceedings and debates of the present session of the General Assembly, on all propositions and questions having relation to the state of the Union and the war; the said reports to be printed by the said Reporters in the Daily State Sentinel, or Daily Indianapolis Journal newspaper, and transferred from the columns of such newspaper into book form of double column pages; and that, when so printed, the said 1,500 copies of the Reports be paper covered, and delivered to the Secretary of State, who shall cause the same to be sent by mail, ten copies to each member of the General Assembly, as soon as possible after the adjournment of the session. *Provided*, Said Reports shall not cost more than two-thirds of one cent a page per copy for the writing and printing thereof.

Mr. Anderson moved that the resolution lay on the table.

Agreed to.

Messrs. Lamb, Veach and Blocher obtained leave of absence until Tuesday next.

BILLS ON THEIR SECOND READING.

House bill No. 27. An act providing for calling special sessions of Boards of County Commissioners.

Was read the second time.

Mr. Waterman moved its reference to the Committee on County and Township Business.

Agreed to.

House bill No. 28. An act to amend an act entitled, "An act to amend the third section of an act entitled an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved February 26th, 1857," which latter act was approved March 9th, 1861.

Was read the second time and ordered to be engrossed.

By consent of the House, Mr. Milroy offered the following resolution.

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency, &c., to report by bill or otherwise, a law on the subject of temperance; its subject-matter shall be as follows: Any person or persons drugging spirituous liquors with anything that is injurious to health shall be deemed criminal, or shall be imprisoned in State Prison for a period not less than ten years or more than fifteen years. Further: any person or persons adulterating with water any kind of liquors shall be deemed guilty of fraud and swindle, and shall be imprisoned in State Prison not less than two or more than five years; and when said law takes effect, that all laws on this question be repealed.

The resolution was adopted.

Messrs. Howard and Lee obtained leave of absence till Tuesday.

Mr. Marshall obtained leave of absence till Thursday next.

House bill No. 29. An act entitled an act to amend the thirty-seventh section of an act entitled "an act defining misdemeanors and prescribing punishment therefor,"

Was read the second time.

Mr. Waterman moved its reference to the Committee on Rights and Privileges of the Inhabitants of the State.

Not agreed to.

On motion of Mr. Brown,
The bill was ordered to be engrossed.

Mr. Woollen (by the consent of the House) offered the following resolution:

Resolved, That the Doorkeeper be, and he is hereby directed to procure ice for the use of this House.

Adopted.

House bill No. 30. An act to amend an act permitting witnesses who are parties to an action to testify in their own behalf,
Was read the second time.

On motion of Mr. Spencer,
It was referred to the Committee on the Judiciary.

House bill No. 31. An act to authorize the issuing of attachments for violation of orders of injunction,

Was read the second time, and,

On motion of Mr. Packard,
Was referred to the Committee on the Judiciary.

Mr. Perry introduced

House bill No. 44. An act to amend the sixth section of "an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859;

Was read the first time, and passed to a second reading.

Mr. Gregory introduced

House bill No. 45. An act in relation to the contracts of landlords and tenants, and those holding under them;

Which was read the first time, and passed to a second reading.

Mr. Packard obtained leave of absence until Tuesday next.

On motion,
The House adjourned until 2 o'clock on Monday next.

MONDAY, 2 O'CLOCK, P. M., }
January 19, 1863. }

The House met.

The Journal of Saturday was read and approved.

The Speaker laid before the House a communication from the State Librarian,
Which,

On motion of Mr. Harney,

Was referred to the Committee on Stationery.

Mr. Roberts, by consent of the House, offered the following resolution :

WHEREAS, The General Assembly of the State of Indiana, by an act approved May 6, 1861, appropriated the sum of one hundred thousand dollars to the Governor's contingent fund; and

WHEREAS, The General Assembly, by an act approved May 31, 1861, appropriated, for incidental expenses of the Governor's office, in addition to former appropriations, the sum of fifteen hundred dollars, therefore,

Be it resolved, That the Governor be, and he is hereby requested to report to this House, at as early a day as practicable, in compliance with the provisions of said act, "a detailed statement" of all disbursements by him made out of said funds.

Adopted.

Mr. Niblack, chairman of the Committee on Ways and Means, presented sundry claims which had been presented to that committee.

Referred to the Committee on Claims.

The select committee on political arrests, by Mr. Brown, their chairman, made the following report :

MR. SPEAKER:

The special committee appointed to ascertain the number of political arrests that have been made in the State of Indiana, and

the character of the same to this House, beg leave to report the following resolution, and ask its adoption :

Resolved, That the special committee appointed to ascertain the number of political arrests that have been made in the State of Indiana, and report the character of the same to this House, be and the same is hereby empowered to employ a clerk to assist it in the performance of its labors, and that said clerk receive for his services the same amount of pay that other clerks of this House receive for similar services.

The resolution was informally laid on the table.

The Committee of Ways and Means, by Mr. Niblack their chairman, made the following report :

MR. SPEAKER :

The Committee of Ways and Means, to which was referred a resolution of this House, instructing said committee not to provide for the payment of any claim not presented to it at least ten days before the end of the present session, except in a certain contingency therein provided for, have had the same under consideration, and have instructed me to report the same back to the House with an amendment, and when so amended, to recommend its passage.

Amend by striking out all after the word "resolved," and insert in lieu thereof the following :

That the Committee of Ways and Means be instructed not to provide for the payment of any claim or charge against the State, unless the same shall be first allowed, or recognized as valid, by some act or joint resolution of the present General Assembly; or by some resolution or order of one of the two houses thereof, for the current expenses created by said committee.

The report was concurred in.

RESOLUTIONS.

By Mr. Shaffer:

Resolved, That a select committee be appointed to consist of one from each Congressional District, to apportion the State for the election of members of Congress, Senators and Representatives.

The resolution was informally laid on the table.

By Mr. Griffith:

WHEREAS, Many physicians of this State have promptly responded to the call of humanity, and, as volunteer medical men, have rendered timely and valuable aid to Indiana's wounded and disabled soldiers in the field;

AND WHEREAS, Many of them are men of very moderate pecuniary resources;

AND WHEREAS, Physicians are more than ever doing a business of charity by rendering gratuitous medical service to the families of volunteers and others; therefore,

Be it resolved, That the Military Committee of this House be instructed to inquire into the expediency of reporting a bill refunding to such physicians their expenses in going to, remaining upon, and returning from the scenes of conflict, and making such other remuneration as may be appropriate or necessary.

Adopted.

By Mr. Miller:

WHEREAS, The present deplorable civil war tends to unsettle, in a startling degree, the social and domestic relations of the country, and promises no results but vice, misery, sorrow, and death, it being manifest to the civilized world, that union, peace and fraternal feeling can never be restored by the sword and the torch, but that a continuance of the war under the present policy of the Administration, must eventuate in the utter ruin and decay of our free, renowned and mighty nation; therefore,

Resolved, That any plan, proposition, or overture, originating with the people of any section or State, having for its object the restoration of the Union, and peace on a basis alike equal and just to all the States, would not be humiliating and dishonorable, but an event to be hailed with gladness by every true patriot in the land.

Resolved, That we are willing and desirous to receive the seceded States back into the Union on a liberal compromise, granting to them ungrudgingly all their constitutional rights and guarantees, as equal independent sovereign States, with such additional safeguards as may be necessary to protect them in the enjoyment of those rights and guarantees.

Resolved, That we invite the consideration of all true Union men, of whatever party, and especially the Legislators of our sister States of Illinois, Kentucky, Pennsylvania, and New York, now in session, to this subject, to the end that some definite action may be had therein.

Resolved, That a copy of these resolutions, together with the preamble, be transmitted by the Clerk of this House, to the respective Speakers of the aforesaid Legislatures.

Referred to the Committee on Federal Relations.

By Mr. Hostetter:

1st, *Resolved*, There is no ground in the Constitution midway between a rebellious State and the Federal Government, upon which we can stand; such an attitude is at once unconstitutional and hostile to the Government formed by our patriotic sires, and given to their sons as an heritage purchased with their blood.

2d, *Resolved*, That it is manifest that the schemes of the authors and sympathizers of the rebellion, extend far beyond the dissolution of the Union, and embrace the destruction of the democratic principle of government, and the substitution of an aristocracy in its stead.

3d, *Resolved*, That secession can only triumph as it has triumphed in some of the States of the Union, by stifling the voice of the people, and by the bold usurpation by demagogues and traitors, of the powers which rightfully belong to them.

4th, *Resolved*, There can be but two parties in time of civil war—friends and enemies of the Government—patriots and traitors. Freedom of speech, and of the press, can and do exist, but they must be confined within proper and legitimate bounds. They must not be perverted into a license to oppose the Government, or encourage and aid its enemies. This would not be freedom of speech as contemplated by the Constitution, but freedom of treason.

5th, *Resolved*, That the President is the proper authority to suspend the writ of habeas corpus, and as the President is, in time of war, commander-in-chief of all the armies, and throughout all the States and territory of the nation, it falls directly, strictly, and con-

stitutionally within the scope of his powers; and it is not only his right, but his duty, to exercise it, if he believes the interests of the public, and safety of the nation require it. Loyal men, and friends of the Government, have nothing to fear from either "arbitrary arrests," or the temporary suspension of the writ of habeas corpus.

Referred to the Committee on Federal Relations.

By Mr. Shaffer:

Resolved, That all efforts, by threats or epithets, to commit the present Legislature, or the people of Indiana, to a line of policy in the prosecution of this unnatural civil war, repugnant to the Constitution, and in open violation of the rights of the several States, meets with our unqualified condemnation; that we are opposed to the prosecution of any war the objects of which are to interfere with the domestic relations, be they what they may, of any State, North or South.

Referred to the Committee on Federal Relations.

By Mr. Woodruff:

Resolved, That the Committee on Railroads be instructed to inquire whether any legislation is necessary to prevent the loss of life of the employees of such roads, on account of the bridges not being constructed of sufficient height to admit of the passage of cars with such persons standing on the top of the same.

Adopted.

By Mr. Cass:

Resolved, That the Committee on County and Township Business be requested to inquire whether any additional legislation is necessary to authorize county commissioners to pay county bounty out of the county treasury to soldiers enlisting in the United States service under the President's calls; and if said committee deems further legislation necessary, report the same by bill or otherwise..

Adopted.

By Mr. Hall:

Resolved, That the Committee on County and Township Business be requested to inquire into the expediency of making it the

duty of township assessors to complete their labors as such assessors, and report to the board of county commissioners at their March term, instead of the June term, and report by bill or otherwise.

Adopted.

By Mr. Newman:

Resolved, That the Committee on Roads be instructed to inquire into the necessity of enacting a law to prevent injury to turnpikes by hogs running at large, and to report by bill or otherwise.

Adopted.

By Mr. Miller:

WHEREAS, The present law, approved March, 1861, on the subject of licensing dogs and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, and declaring unlicensed dogs nuisances, intended as a protection to sheep, is wholly inefficient:

Resolved, That the Committee on Agriculture be instructed to inquire into the practicability of so amending said law as to make it efficient.

Adopted.

By Mr. Jones:


WHEREAS, The State of Indiana has furnished some one hundred thousand soldiers or more, for the purpose of re-establishing the legal authorities of the Government, who have left thousands of widows, women and children in a state of destitution, entirely dependent upon the benevolence and charity of those by whom they are surrounded; therefore,

Resolved, That the Committee of Ways and Means be requested to inquire into the expediency of levying a direct tax of _____ cents on the one hundred dollars, for the purpose of ameliorating their condition, and to report by bill or otherwise.

Adopted.

By Mr. Beyerle:

Resolved, That the Committee on Military Affairs be instructed to inquire into the expediency of so amending our militia laws as to require all able-bodied white male persons, between the ages of eighteen and forty-five years, to be organized into military companies, regiments, and brigades, and that the same meet for drill at regular stated periods.

 Adopted.

The Speaker laid before the House the following communication from the Auditor of State:

Hon. Speaker of the House of Representatives of the General Assembly:

SIR:—Pursuant to a resolution passed by the honorably body over which you preside, which is in the words following, to-wit:

WHEREAS, An act was approved June 3, 1861, to ascertain the amount of fees and salaries of certain officers enumerated therein; therefore, be it

Resolved, That the Auditor of State be directed to lay before this House the reports of all such officers as may be on file in his office.

I have the honor to transmit to you herewith all the reports hitherto transmitted to this office.

I have also made, and herewith hand over to the House, abstracts of the reports, which will exhibit at a glance which officers have complied with the law, and which have failed to comply.

Very respectfully,

A. LANGE,
Auditor of State.

On motion of Mr. Anderson,

The communication and accompanying reports were referred to the Committee of Fees and Salaries.

Mr. Burton offered joint resolution No. 10.

A joint resolution instructing our Senators, and requesting our Representatives in Congress, to provide, if possible, for the prompt payment of Indiana soldiers now in the field, and requiring the discrepancy in favor of officers to cease.

Which was read the first time, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Spencer :

House bill No. 46. An act to repeal the eighteenth section of an act, (regulating descents and the apportionments of estates.)

The bill was read the first time, and passed to a second reading.

By Mr. Kemp, of Dubois :

House bill No. 47. A bill to legalize the acts of certain civil officers in this State, who have entered the military service of the United States, and whose duties have been discharged by deputies during their absence.

The bill was read the first time, and passed to a second reading.

By Mr. Speneer :

House bill No. 48. An act to prohibit Judges of the Common Pleas' Courts of this State from practicing as attorneys in any of the inferior courts within their districts respectively.

The bill was read the first time, and passed to a second reading.

By Mr. Lemmon, of Harrison :

House bill No. 49. A bill to amend the fourth and sixth sections of an act entitled an act prescribing the powers and duties of Coroners, approved May 27, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Kilgore :

House bill No. 50. A bill requiring Rail Road Companies in the State of Indiana, to keep on hand and furnish, on reasonable notice being given by persons offering to ship live stock or other freight over their Rail Roads, or to or from any station or place of shipment thereon, a sufficient number of locomotives, freight cars, and other rolling stock, to transport such freight, without delay, and making companies failing to furnish transportation liable for damages resulting from such failure.

The bill was read the first time, and passed to a second reading.

By Mr. Reitz :

House bill No. 51. An act amendatory of the first section of an act entitled "An act to exempt certain property from sale in certain cases."

The bill was read the first time, and passed to a second reading.

By Mr. Morgan :

House bill No. 52. A bill to amend the law in relation to marriages, and authorize County Recorders to issue licenses therefor.

The bill was read the first time, and passed to a second reading.

By Mr. Kilgore :

House bill No. 53. A bill requiring all corporations formed, or which may hereafter be formed, for the purpose of constructing, owning, controlling, or operating a Rail Road in this State, to elect three-fourths of the members of their Boards of Directors from Stockholders resident in the State, and affixing certain penalties for non-compliance with the provisions of this act.

The bill was read the first time, and passed to a second reading.

By Mr. Leeds :

House bill No. 54. An act to authorize County Treasurers to offer lands, delinquent for taxes, for sale at the Auditor's Office.

The bill was read the first time, and passed to a second reading.

By Mr. Lasselle :

House bill No. 55. A bill to amend section one of an act to exempt property from sale in certain cases, approved February 17, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Waterman :

House bill No. 56. An act to provide that road tax shall be worked out before the first day of August in each year.

The bill was read the first time, and passed to a second reading.

By Mr. Garvin :

House bill No. 57. An act to provide that the value of United States Government stamp duties, required and used on original process certificates, bonds, appraisements, deeds of conveyance by

Sheriffs, and on other instruments, shall, in all actions, be taxed and collected as other costs in said action.

The bill was read the first time, and passed to a second reading.

By Mr. Lasselle :

House bill No. 58. A bill to amend section eighty, of the practice act of the revised code of 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Leeds :

House bill No. 59. An act to empower Sheriffs to offer lands and other property for sale, on execution, at the door of the Clerk's office.

The bill was read the first time, and passed to a second reading.

By consent of the House, Mr. Hutchings offered the following resolution, which was adopted :

Resolved, That the Committee on Agriculture be instructed to inquire into the expediency of further protecting the interest of the Wool Growers of this State, by laying a tax upon all dogs, which tax, when collected, to be kept as a special fund to pay farmers for the loss of sheep killed by dogs, and that they report thereon, by bill or otherwise.

Adopted.

Mr. Lake obtained leave of absence until Friday next.

By Mr. Lasselle :

House bill No. 60. A bill to amend sections 3, 5, 7 and 9 of an act entitled an act to enforce the thirteenth article of the Constitution, approved June 18, 1852.

The bill was read the first time, and passed to a second reading.

Mr. Wolfe, by consent of the House, offered the following resolution, which was laid over until to-morrow :

Resolved, That when any bill is engrossed, that one hundred copies of the same be printed for the use of the members of this House.

BILLS ON SECOND READING.

House Bill No. 32. An act to amend an act entitled "an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the measure in which they shall exercise the same, and to regulate such other matters as properly pertain thereto, approved March 9, 1857;

Was read the second time, and

On motion of Mr. Garvin,

Referred to the Committee on Corporations.

House bill No. 33. An act to amend section 447 of an act entitled "an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity;

Was read the second time.

Referred to the committee on Judiciary.

House bill No. 34. An act to prohibit Clerks of Circuit and Common Pleas Courts from practicing law in the Courts of which they are Clerks;

Was read a second time, and

On motion of Mr. Spencer,

Referred to the Committee on Judiciary.

House bill No. 35. An act to amend the fifth section of an act entitled an act to provide for the more uniform mode of doing Township business, prescribing the duties of certain officers in connection therewith, and to repeal all laws conflicting with this act;

Was read the second time, and

On motion of Mr. Hostetter,

Was referred to the committee on County and Township Business.

On motion of Mr. Brown,

The House adjourned until to-morrow at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
January 20, 1863. }

House met.

The Journal was read and approved.

REPORTS OF COMMITTEES.

Mr. Miller, from the Committee on County and Township Business, made the following report:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 18, an act to amend the sixth section of an act in relation to estrays and property adrift, have had the same under consideration, and have instructed me to report the bill back to the House, with an amendment, and when so amended, recommend that it pass.

Amend by striking out the words "and fifty cents," where they occur in the tenth and eleventh lines of the section as amended.

The report was concurred in, and the bill was ordered to be engrossed.

Mr. Lasselle, from the Committee on Engrossed Bills, made the following report:

MR. SPEAKER:

The Committee on Engrossed Bills have examined and compared engrossed House bills Nos. 28 and 29 with the original bills, and find them to be correctly engrossed.

Mr. Brown moved to take from the table the report of the Committee on Rules, and that the same be made the special order of to-day at 2 o'clock;

Which was agreed to.

RESOLUTIONS OF THE HOUSE.

By Mr. Cass:

WHEREAS, No copies or volumes of the House Journals of the special session of 1858 can not be found, and as it is all important

that copies in sufficient numbers should be kept by the Librarian of the State, for the use of the Legislature, therefore,

Resolved, That the absence of that record of the proceedings of the House be made a matter of special investigation, and that a select committee of three be appointed by the Chair for that purpose.

Adopted.

On motion,

Mr. Shaffer's resolution of yesterday, relative to Congressional apportionment, was taken up.

Mr. Donaldson moved to strike out all relative to Senatorial and Representative apportionment.

The amendment was agreed to, and the resolution, as amended, was adopted.

By Mr. Waterman:

WHEREAS, It appears that the amount of labor and time required to discharge the duties of judge of the several judicial circuits in this State are unequal, and calls for a division of some of the larger circuits, or a reconstruction of the circuits with a view to equalize the business in each; and

WHEREAS, Under existing circumstances it is the duty of this House to reduce instead of increasing the expenses; therefore,

Resolved, That the committee on the organization of the courts of justice be instructed to inquire whether the judicial circuits of this State, can not be reconstructed or arranged without detriment to the public interest, so as to equalize as near as may be, the business in the several circuits, without increasing their number, and said committee be instructed to report at as early a day as possible, as there are bills now before the House providing for the formation of new circuits out of the old.

The resolution was adopted.

By Mr. Budd:

Resolved, That the Committee on Education be instructed to inquire into the expediency of so amending the fourteenth and fifteenth sections of the common school law, as to permit persons

to be transferred from and to adjoining counties, for educational purposes, when they can be better accommodated by such transfer, and release the persons so transferred from the payment of special school tax in the county, township, town, or city, in which they reside, and report by bill or otherwise.

Adopted.

By Mr. Mason:

WHEREAS, Many railroads in the State of Indiana refuse to carry wood, and other kinds of freight for the farmers, from one point on the railroad to the other, in order that the railroad company may get the profit which the farmer and laboring man ought to have the privilege of making, thereby enabling the company to purchase the same at a less amount than it otherwise could if the farmer had the proper means of transporting his articles of freight from one point of the railroad to another;

AND WHEREAS, All the passenger trains will not and do not stop at each station along the railroad, thereby causing many passengers to be detained even when the depot agents of said roads flag the trains when approaching, in order to bring them to a pause, thereby causing the traveler much unnecessary delay and trouble, the Committee on Judiciary are therefore earnestly requested to consider the propriety and constitutionality of passing such an act or acts as may remedy these evils, and report to this House at their earliest convenience, either by bill or otherwise.

Adopted.

On motion of Mr. Brown,

The report of the Committee on Illegal Arrests, made yesterday, was taken up.

The question being on the adoption of the resolution reported by the committee, Messrs. Newman and Garvin demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Rippee,
Abbett,	Hanna,	Lee,	Roberts,
Abdill,	Harden of W.,	Lemmon of H.,	Robinson,
Atkison,	Hardin of Perry,	Mason,	Ryan,
Brogan,	Harney,	McCaughy,	Shaffer,

Brown,	Hetfield,	Miller,	Shoaff of Allen,
Burton,	Hershey,	Milroy,	Shoaff of Jay,
Collins,	Hou,	Mutz,	Spencer,
Cook,	Howard,	O'Brien of M.,	Tarkington,
Davis,	Howell,	Osborn,	Veach,
De Bruler,	Howk,	Packard,	Waterman,
Donaldson,	Humphreys,	Priest,	Williams,
Garvin,	Hutchings,	Puett,	Wolfe,
Given,	Johnson,	Reitz,	Woollen,
Gregg,	Kemp of Dubois,	Richardson,	Mr. Speaker—61.
Griffith,	Kilgore,		

Those who voted in the negative were—

Messrs.	Chambers,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Leeds,	Perry,
Baker,	Gregory,	Moorman,	Pettibone,
Budd,	Higgins,	Morgan,	Stone,
Beyerle,	Hostetter,	Mustard,	Van Buskirk,
Cason,	James,	Newman,	Woodruff—26.
Cass,	Jones,	Noyes,	

So the resolution was adopted.

By Mr. Donaldson:

Resolved, That a committee of eleven, one from each Congressional District, be appointed to report a bill, at an early day, districting the State into Senatorial and Representative districts.

Adopted.

By Mr. Milroy:

WHEREAS, All resolutions on the subject of the war have not been as harmonious in their language as they should be in times of revolution; and

WHEREAS, If the old doctrine taught by Jefferson—that is, (leave reason free to combat error—error may be tolerated,) is the correct doctrine of to-day; and

WHEREAS, Any language that will wound the feelings of conservative men of this House, convinces nobody of an error; therefore,

Resolved, That all resolutions on the subject of the war, intro-

duced into this House, shall be so conservative in their language, that two-thirds shall be required to vote for all such resolutions before they shall pass this House.

Resolved, That this is the first step to be taken to maintain that principle called compromise; without it blood will be shed all over Indiana in less than six months.

The resolution was laid over until to-morrow.

By Mr. Woollen :

Resolved, That the Committee on Fees and Salaries be instructed to make out, and report to this House, an abstract, showing the amount of fees, and salaries, and perquisites, received by the several officers mentioned in the law of the last special session, so far as the same are shown by the reports of those officers heretofore referred to them, in which shall be included the names of officers, the office held, and the amounts received by each of them.

Adopted.

By Mr. Mutz :

Resolved, That each member be and is requested to hand the chairman of the Committee on Mileage and Accounts the number of miles he necessarily traveled to this place.

Adopted.

By Mr. Miller :

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of further postponing the collection of mortgages to the Sinking Fund, the payment of interest excepted, and if, in the judgment of said committee, the same is expedient, that they report by bill or otherwise.

Which was adopted.

By Mr. Higgins :

WHEREAS, The supply of copies of the Statutes of this State, for the use of the State, has become exhausted; therefore,

Resolved, That (the Senate concurring) a committee of five be appointed on the part of this House, and a like committee on the part of the Senate, to inquire into the expediency of revising and printing the Statutes of this State, or in some other way obtain a

supply of Statutes for the use of the State, and to report by bill or otherwise.

The Speaker directed the ayes and noes to be called on the passage of the resolution.

Those who voted in the affirmative were—

Messrs.	Hall,	Kilgore,	Puett,
Abbett,	Hanna,	Lasselle,	Reitz,
Atkison,	Harden of W.,	Leeds,	Richardson,
Brogan,	Hardin, of P.,	Lemmon of H.,	Rippee,
Brown,	Harney,	Mason,	Robinson,
Budd,	Hetfield,	McCaughey,	Ryan,
Burton,	Hershey,	Miller,	Shaffer,
Beyerle,	Higgins,	Milroy,	Shoaff of Allen,
Cason,	Hon,	Moorman,	Shoaff of Jay,
Cass,	Hostetter,	Morgan,	Spencer,
Chambers,	Howard,	Mustard,	Tarkington,
Collins,	Howell,	Mutz,	Van Buskirk,
Cook,	Howk,	Noyes,	Veach,
Davis,	Humphreys,	O'Brien of H.,	Waterman,
De Bruler,	Hutchings,	O'Brien of M.,	Williams,
Forrester,	James,	Osborn,	Wolfe,
Garvin,	Johnson,	Packard,	Woodruff,
Given,	Jones,	Perry,	Woollen, and
Gregory,	Kemp of D.,	Pettibone,	Mr. Speaker—78.
Griffith,	Kendrick,	Priest,	

Those who voted in the negative were—

Messrs.	Ferris,	Lee,	Stone—6.
Anderson,	Given,	Newman, and	

So the resolution was adopted.

The Speaker appointed Messrs. Higgins, Garvin, Perry, Howk, and Woollen, said Committee on the part of the House.

By Mr. Gregory:

WHEREAS, It is reported and believed, by many loyal citizens in this State, that there are many secret organizations or societies formed and being formed in this State, intended, in their character

and nature, to prejudice the minds of the loyal people of this State against the further prosecution of the war for the suppression of the rebellion in the land, therefore, as an act of justice to those against whom disloyalty is charged, as well as an act of justice to the citizens of the State of Indiana and of the loyal people of the United States, there be appointed by this House, a special committee of one from each Congressional District in this State, to investigate the facts in relation to said secret organizations, with power to send for persons and papers, who shall report their proceedings to this House.

Mr. Brown moved to amend the resolution by referring it to a select committee of five.

Mr. Packard moved to amend the amendment by referring the resolution to the Committee on Federal Relations.

Mr. Brown accepted the amendment of Mr. Packard.

Mr. Packard in the Chair.

Mr. Buskirk moved that the discussion of the resolution and amendments be made the special order for 3 o'clock this afternoon.

Agreed to.

Mr. Hutchings obtained leave of absence.

On motion,
The House adjourned until two o'clock P. M.

2 O'CLOCK P. M.

House met.

Mr. De Bruler obtained leave of absence for the afternoon on account of sickness.

The special order being on the report of the Committee on Rules,

Mr. Howk, from the select committee on the Revision of Rules, made the following report:

Mr. SPEAKER:

The Joint Committee for the Revision of the Joint Rules, to whom were referred the message of the Senate and the joint rules adopted by the Senate, respectfully recommend that the House concur in the adoption of said joint rules, with the following amendments:

1st. Strike out the eleventh rule, and re-insert the tenth rule.

2d. In the fifth line of the eighth rule, strike out the word "made" and insert the word "unable."

3d. In the last line of the fifteenth rule, strike out the word "ten" and insert the word "two."

The report was concurred in.

On motion of Mr. Howk,

The rules were informally passed over in order to enable the select committee to make certain changes in the phraseology.

Mr. Brown, from a select committee to wait on the Governor, made a report,

Which,

On motion,

Was laid upon the table informally.

Mr. Hanna (by consent of the House) offered the following resolution, which was adopted:

WHEREAS, The State Librarian informs the House that his duties in the Library room are such that he will require some assistance in order that the stationery department may be properly attended to; therefore, be it

Resolved, That the House authorize the State Librarian to employ such assistance during the sitting of the General Assembly as he may deem proper; *providing*, said Librarian does not employ more than two assistants, and that said assistants receive the same compensation as the Assistant Doorkeeper of the House.

Mr. Abbett (by consent of the House) introduced

House bill No. 61. An act to amend section thirty-three of an act entitled "an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors and of the Treasurer and Auditor of State.

The bill was read the first time, and passed to a second reading.

A message from the Senate by Mr. Vawter, their Secretary :

Mr. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution, in which the concurrence of the House is respectfully requested :

Resolved, By the Senate (the House concurring), that his Excellency, Governor O. P. Morton, is deserving the gratitude of the people of this State, and as their Representatives we hereby tender him the thanks of the General Assembly for that tender solicitude and care he has, on all suitable occasions, manifested in alleviating the sufferings of the sick and wounded soldiers of the State.

Resolved, That a certified copy of the foregoing resolutions, on the passage thereof, be presented to his Excellency, Governor Oliver P. Morton, by the Secretary of the Senate.

A message from the Senate by Mr. Vawter, their Secretary :

Mr. SPEAKER :

I am directed by the Senate to inform the House of the passage of the following concurrent resolution, viz :

Resolved, by the Senate (the House concurring), That the thanks of this General Assembly are hereby tendered to Major General Rosecrans, and the officers and soldiers under his command, for the well earned victory of Murfreesboro, Tennessee; that they one and all merit the lasting gratitude of the nation, and the admiration of the world.

Resolved, That the patriotic earnestness, skill, and sleepless vigilance displayed by the commanding General in his advance upon the enemy, his plan of battle, and especially, in promptly meeting

the exigencies of its varying fortunes, prove that he was the right man in the right place; that the hearty and prompt co-operation, the gallantry and skill of his division and other commanders, the ready obedience, unyielding and hardy courage of the soldiers, are worthy of the highest commendation.

Resolved, That the Army of the Cumberland, Murfreesboro, and the name of each fallen and surviving patriot soldier who took part in the perilous struggle, are forever linked together in historic renown, and Indiana will preserve and gratefully cherish their memory to the latest generations as among the brightest jewels of an undivided republic.

Resolved, That the Secretary of the Senate be directed to forward a copy of these resolutions to Major General Rosecrans, with the request that they be read at the head of each regiment taking part in that great battle, if consistent with the rules of military propriety and discipline.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill of the House without amendment:

House bill No. 26. A bill fixing the time for holding the next term of the several Circuit Courts in the Third Judicial Circuit, and repealing all laws in conflict therewith.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the concurrent resolution of the House, fixing the time for the election of three Directors for the State Prison South, and three Directors for the State Prison North; also, for the election of State Printer, on to-morrow at 3 o'clock, P. M.

The House took up the resolution of Mr. Gregory, and the amendments thereto, which were pending at the adjournment of the House at noon to-day.

Pending the discussion of which,

H. J.—9

The Speaker declared the House adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY, 9 o'clock, A. M., }
January 21, 1863. }

The House met.

The journal of yesterday was read and approved.

RESOLUTIONS OF THE HOUSE.

By Mr. VanBuskirk:

Resolved, That the Doorkeeper be and the same is hereby directed to furnish each one of the appointees of the principal and assistant Clerks of this House with three dollars worth of postage stamps.

Adopted.

Mr. Lemmon of Spencer, obtained leave of absence on account of sickness.

By Mr. Roberts:

WHEREAS, The act of the General Assembly "for the organization and regulation of the Indiana militia," approved March 11, 1861, appropriated for the years 1861 and 1862, out of the revenue of the State, the sum of seventy thousand dollars for each year, which was set apart by said act as a special fund for military purposes; and

WHEREAS, The said act requires that three-fourths of said fund shall be distributed, *pro rata*, by the Treasurer of State among those counties having an active militia in proportion to the number of active militia in each county; and

WHEREAS, The Treasurer of State has failed to distribute said fund, as required by said act, therefore

Resolved, That the Treasurer of State be, and he is hereby requested to inform the House, at as early a day as practicable, why

he has neglected to distribute the said fund as required by the act aforesaid.

adopted.

By Mr. Niblack :

Resolved, That the Doorkeeper be instructed to furnish a copy of the Revised Statutes of 1852 for the use of the Committee of Ways and Means.

Adopted.

JOINT RESOLUTIONS.

By Mr. Jones :

Joint resolution No. 11 ;

Which was read the first time and passed to a second reading.

BILLS INTRODUCED.

By Mr. Packard :

House bill No. 62. An act repealing section twenty-eight of chapter six, of the act defining felonies and prescribing punishment therefor, approved June 10, 1852, and defining the crime of arson, and prescribing punishment therefor, and punishment for any injury to any person resulting from arson.

The bill was read the first time, and passed to a second reading.

By Mr. Shoaff of Allen :

House bill No. 63. An act providing for the taxing of dogs, and for the payment of damages sustained in the maiming or killing of sheep by dogs, and providing penalties for the violation of any of the provisions of said act by officers and others, and also repealing an act to license dogs, approved March 11, 1861.

The bill was read the first time, and passed to a second reading.

By Mr. Mutz :

House bill No. 64. A bill to amend section seventeen of an act entitled "an act regulating descents and the apportionment of estates," approved May 14, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Higgins:

House bill No. 65. An act for the relief of Alpheus C. Stanton. The bill was read the first time, and passed to a second reading.

By Mr. Niblack:

House bill No. 66. An act to amend the act entitled "an act to incorporate the Wabash Navigation Company," approved January 13, 1846, and to authorize the said company to raise money, when necessary to make repairs on their works.

The bill was read the first time and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary:

Mr. SPEAKER:

I am directed to inform the House of the appointment of the following named persons, to act on joint committee, to inquire into the expediency of a revision and printing the statutes, as follows: Senators Cobb, Downey, Johnson, Mellett, and Claypool.

By Mr. Wolfe:

House bill No. 67. An act to amend section four of an act entitled an act regulating interest on money, and to repeal an act entitled an act concerning interest on money, approved May 27, 1852, the first section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws in conflict therewith, approved March 7, 1861.

The bill was read the first time, and passed to a second reading.

By Mr. Miller:

House bill No. 68. An act entitled an act to amend the twenty-second section of an act entitled an act defining misdemeanors, and prescribing punishment therefor.

The bill was read the first time and passed to a second reading.

By Mr. Anderson:

House bill No. 69. An act regulating the duties of the State Librarian.

The bill was read the first time, and passed to a second reading.

By Mr. Johnson :

House bill No. 70. A bill to amend section six of an act entitled an act regulating the granting of divorces, nullification of marriages and decrees and orders of Courts thereto, approved May 13, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Anderson :

House bill No. 71. An act to amend section one hundred and thirty-seven, of an act entitled "an act to provide for the valuation and assessment of the real and personal property and the collection of taxes in the State of Indiana; for the election of Township Assessors, and prescribing the duties of Assessors, Appraisers of Real Property, County Treasurers and Auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Burton :

House bill No. 72. An act to amend an act entitled "An act defining misdemeanors and prescribing punishment therefor," approved June 14, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Lasselle :

House bill No. 73. A bill to repeal an act to ascertain the amount of the Fees and Salaries of certain Officers, and to provide punishment for a violation of its provisions.

The bill was read the first time, and passed to a second reading.

By consent of the House, Mr. Hanna offered the following resolution, which was adopted :

Resolved, That the Committee on Military Affairs be, and are hereby authorized to employ a Clerk to aid said Committee in the discharge of its duties, and that said Clerk receive the same compensation as other Clerks of this House, for the time he may be so employed.

On motion.

The House adjourned until two o'clock, P. M.

2 O'CLOCK, P. M.

House met.

Mr. Howk, Chairman of the Committee on the Revision of the Rules, reported the Rules back, with such verbal corrections as were ordered by the House yesterday.

The report was concurred in.

The Speaker laid before the House a communication from the Governor, in answer to a resolution of the House adopted yesterday.

On motion of Mr. Packard :

The communication was laid on the table until to-morrow.

By consent of the House, Mr. Hanna offered the following resolution :

Resolved, That the Major General and the Adjutant General of the Indiana Legion be, and are hereby requested to make their Annual Reports to this House, forthwith, and that when so reported, a hundred copies of each be printed for the use of the House.

Adopted.

Mr. Howk, by consent of the House, offered the following resolution :

Resolved, That the door-keeper be instructed to procure a suitable and convenient room, for the use of the Committee on Judiciary, as near to the State House as practicable.

Adopted.

By consent of the House, Mr. Cason offered the following joint resolutions :

Joint resolution No. 12. A joint resolution proposing an amendment to the second section of article second of the Constitution, so that the Legislature may more effectually guard against fraudulent voting.

The resolution was read the first time, and passed to a second reading.

Joint resolution No. 13. A joint resolution proposing an amendment to article eight of the Constitution, so as to enable Cities, Townships and Towns to levy taxes for the support of Common Schools.

The resolution was read the first time, and passed to a second reading.

Joint resolution No. 14. A joint resolution proposing an amendment to the twenty-third section, article four of the Constitution, so as to provide for laws enabling Cities, Townships and Towns to raise money for the support of Common Schools.

The resolution was read the first time, and passed to a second reading.

Mr. Brown, by the consent of the House, offered the following resolution, which was adopted.

WHEREAS, One Andrew Wallace, now holding the office of President of the Board for the management of the Benevolent Institutions of Indiana, has held during and now holds the office of trust and profit;

AND WHEREAS, The said Andrew Wallace, in a card published in the *Indianapolis Daily Journal* of August 13, 1862, did admit that he held the office aforesaid in the following words, to-wit: "Editors *Evening American*, please explain for the benefit of the ignorant as to passes, I am Acting United States Surveyor, for this District of Indiana, holding my commission under His Honor Secretary S. P. Chase, with power to arrest traitors against our Government, and issue special permits," and that he has been issuing such permits for over one year;

AND WHEREAS, The said Wallace admits, in said card so published, that crowds went to his office in Indianapolis, and all that were worthy to receive them he sold to, and a great many he refused, charging for said papers twenty-five cents each to all persons who desired to leave the city in pursuit of their business avocations, an act derogatory to, and in violation of, the rights of the free people of Indiana;

AND WHEREAS, The Constitution expressly provides that emigration from the State shall not be prohibited, and the said Wallace, in the exercise of an assumed arbitrary power, attempted to prohibit the free transit or emigration of the people of Indiana,

unless they procured from him a free pass, the same that is required of the negro from his master;

AND WHEREAS, The Constitution expressly declares that no person shall hold more than one lucrative office at the same time, except as is expressly permitted in that instrument;

AND WHEREAS, The said Andrew Wallace stated, before his election to the office of President of the Board aforesaid, that he wanted the position for its honor, and pledged himself not to use it for the advancement of his private interests; therefore, be it

Resolved, That the Attorney General of this State be instructed to inquire, and to report to this House whether the said Andrew Wallace has not vacated the office of President of the Benevolent Institutions by holding at the same time the office of United States Surveyor of this District of Indiana.

A communication was received from the Governor, by Mr. Holloway, his private Secretary, in answer to a resolution of the House, in relation to money paid by persons conscientiously opposed to bearing arms.

Mr. Niblack offered the following resolution :

Resolved, That the Senate be invited to immediately repair to the hall of this House, for the purpose of going into joint convention for the election of certain officers, as heretofore resolved by the two Houses of this General Assembly.

The resolution was adopted.

Ordered, That the Clerk inform the Senate thereof.

The Senate, preceded by the Hon. Paris C. Dunning, their President, appeared in the hall of the House, where seats were provided for them on the right of the Speaker's chair.

The President of the Senate, upon calling the joint convention to order, announced that the General Assembly were met in joint convention, pursuant to a concurrent resolution of both houses thereof, for the purpose of electing three Directors of the State Prison South, and three Directors of the State Prison North, and a State Printer.

Mr. Niblack nominated George E. Green for Director of the State Prison South, for the long term.

Senator Ray nominated Samuel Donaldson for Director of the State Prison South, for the long term.

Mr. Moorman nominated A. S. Caruthers and Samuel M. Mitchell, for the same office.

Those who voted for Mr. Green were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson, and
Douglas,	Gifford,	McClurg,	Wolfe,
Downey,	Hartley,	Marshall,	

Of the Senate. Also,

Messrs.	Hall,	Lemmon of H.,	Richardson,
Abbett,	Hanna,	Mason,	Rippey,
Bird,	Harden of W.,	McCaughey,	Roberts,
Blocher,	Hardin of Perry,	Miller,	Ryan,
Brogan,	Harney,	Milroy,	Shaffer,
Brown,	Hetfield,	Mutz,	Shoaff of Allen,
Burton,	Hon,	Niblack,	Shoaff of Jay,
Collins,	Howard,	O'Brien of M.,	Spencer,
Cook,	Howell,	Osborne,	Veatch,
Donaldson,	Howk,	Packard,	Waterman,
Ferris,	Humphries,	Pendleton,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Gregg,	Lee,	Rietz,	Mr. Speaker,

Of the House. Total—81.

Those who voted for Mr. Samuel Donaldson were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson,
Douglas,	Gifford,	McClurg,	Wolfe,
Downey,	Hartley,	Marshall,	

Of the Senate. Also,

Messrs.	Hall,	Lemmon of H.,	Richardson,
Abbett,	Hanna,	Mason,	Rippey,
Bird,	Harden of W.,	McCaughey,	Roberts,
Blocher,	Hardin of Perry,	Miller,	Ryan,
Brogan,	Harney,	Milroy,	Shaffer,
Brown,	Hetfield,	Mutz,	Shoaff of Allen,
Burton,	Hon,	Niblack,	Shoaff of Jay,
Collins,	Howard,	O'Brien of M.,	Spencer,
Cook,	Howell,	Osborne,	Veach,
Donaldson,	Howk,	Packard,	Waterman,
Ferris,	Humphries,	Pendleton,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Gregg,	Lee,	Reitz,	Mr. Speaker,

Of the House. Total—81.

Those who voted for A. S. Caruthers were—

Messrs.	Campbell,	Mansfield,	New,
Bearss,	Claypool,	March,	Pleak,
Beeson,	Culver,	Melletts,	White,
Berry,	Grubb,	Murray,	Wright,
Brown of R.,			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk,
Cass,	Johnson,	Newman,	Woodruff,

Of the House. Total—54.

Those who voted for S. M. Mitchell were—

Messrs.	Campbell,	Mansfield,	New,
Bearss,	Claypool,	March,	Pleak,
Beeson,	Culver,	Mellett,	White, and
Berry,	Grubb,	Murray,	Wright,
Brown of R.			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk,
Cass,	Johnson,	Newman,	Woodruff,

Of the House. Total—54.

The President of the joint convention declared Messrs. Green and Donaldson duly elected Directors of the State Prison South, to serve as such for the term of four years.

Mr. Howard nominated John F. Reed for Director of the State Prison South, for the short term.

Senator March nominated Mr. Brotherton for the same office.

Those who voted for Mr. Reed were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson,
Douglas,	Gifford,	McClurg,	Wolfe,
Downey,	Hartley,	Marshall,	

Of the Senate. Also,

Messrs.	Hall,	Lemmon of H.,	Richardson,
Abbett,	Hanna,	Mason,	Rippey,
Budd,	Harden of W.,	McCaughey,	Roberts,

Blocher,	Hardin of Perry,	Miller,	Ryan,
Brogan,	Harney,	Milroy,	Shaffer,
Brown,	Hetfield,	Mutz,	Shoaff of Allen,
Burton,	Hon,	Niblack,	Shoaff of Jay,
Collins,	Howard,	O'Brien of M.,	Spencer,
Cook,	Howell,	Osborn,	Veach,
Donaldson,	Howk,	Packard,	Waterman,
Ferris,	Humphreys,	Pendleton,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Gregg,	Lee,	Reitz,	Mr. Speaker.

Of the House. Total—81.

Those who voted for Mr. Brotherton were—

Messrs.	Campbell,	Mansfield,	New,
Bearss,	Claypool,	March,	Pleak,
Beeson,	Culver,	Melletts,	White,
Berry,	Grubb,	Murray,	Wright,
Brown of R.,			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk,
Cass,	Johnson,	Newman,	Woodruff,

Of the House. Total—54.

The President of the joint convention declared John F. Reed duly elected Director of the State Prison South, to serve as such for the term of two years.

Senator Hoagland nominated Thomas Tigar as Director of the State Prison North.

Mr. Wolfe nominated James H. Swaar.

Mr. Miller nominated R. S. Hastings.

Mr. Moorman nominated Chauncey B. Blair, Hugh Hanna, and Jonas Votaw.

Those who voted for Mr. Thos. Tigar were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Landers,	Williams,
Davis of Cass,	Gaff,	McClurg,	Wilson,
Douglas,	Gifford,	Marshall,	Wolfe,
Downey,	Hartley,		

Of the Senate. Also,

Messrs.	Hall,	Lemmon of H.,	Richardson,
Abbett,	Hanna,	Mason,	Rippey,
Bird,	Harden of W.,	McCaughey,	Roberts,
Blocher,	Hardin of Perry,	Miller,	Ryan,
Brogan,	Harney,	Milroy,	Shaffer,
Brown,	Hetfield,	Mutz,	Shoaff of Allen,
Burton,	Hon,	Niblack,	Shoaff of Jay,
Collins,	Howard,	O'Brien of M.,	Spencer,
Cook,	Howell,	Osborne,	Veatch,
Donaldson,	Howk,	Packard,	Waterman,
Ferris,	Humphries,	Pendleton,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Gregg,	Lee,	Reitz,	Mr. Speaker,

Of the House. Total—80.

Those who voted for Mr. James H. Swaar were—

Messrs.	Downey,	Hartley,	Marshall,
Bradley,	Dunning,	Hoagland,	Moore,
Brown of R.,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson,
Douglas,	Gifford,	McClurg,	Wolfe,

Of the Senate. Also,

Messrs.	Hanna,	Lemmon of H.,	Richardson,
Abbett,	Harden of W.,	Mason,	Rippey,
Bird,	Hardin of Perry,	McCaughey,	Roberts,
Blocher,	Harney,	Miller,	Ryan,
Brogan,	Hetfield,	Milroy,	Shaffer,
Brown,	Hon,	Mutz,	Shoaff of Allen,
Burton,	Howard,	Niblack,	Shoaff of Jay,
Collins,	Howell,	O'Brien of M.,	Spencer,
Cook,	Howk,	Osborne,	Veach,
Donaldson,	Humphreys,	Packard,	Waterman,
Ferris,	Kemp of Dubois,	Pendleton,	Williams,
Garvin,	Kilgore,	Priest,	Wolfe,
Given,	Lasselle,	Puett,	Woollen,
Gregg,	Lee,	Reitz,	Mr. Speaker.
Hall,			

Of the House. Total—83.

Those who voted for Mr. R. S. Hastings were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,
Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson, and
Douglas,	Gifford,	McClurg,	Wolfe,
Downey,	Hartley,	Marshall,	

Of the Senate. Also,

Messrs.	Hanna,	Mason,	Rippey,
Abbett,	Harden of W.,	McCaughey,	Roberts,
Bird,	Hardin of Perry,	Miller,	Ryan,
Blocher,	Harney,	Milroy,	Shaffer,
Brogan,	Hetfield,	Mutz,	Shoaff of Allen,
Brown,	Hon,	Niblack,	Shoaff of Jay,
Burton,	Howard,	O'Brien of M.,	Spencer,
Collins,	Howell,	Osborn,	Veach,
Donaldson,	Howk,	Packard,	Waterman,
Ferris,	Humphreys,	Pendleton,	Williams,
Gavrin,	Kemp of Dubois,	Priest,	Wolfe,

Given,	Lasselle,	Puett,	Woollen and
Gregg,	Lee,	Reitz,	Mr Speaker,
Hall,	Lemmon of H.,	Richardson,	

Of the House. Total—81.

Those who voted for Chauncey Blair were—

Messrs.	Campbell,	Mansfield,	New,
Bearss,	Claypool,	March,	Pleak,
Beeson,	Culver,	Melletts,	White and
Berry,	Grubb,	Murray,	Wright,
Brown of R.,			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd.	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk,
Cass,	Johnson,	Newman,	Woodruff,

Of the House of Representatives—Total 56.

Those who voted for Mr. Hannah were—

Messrs.	Claypool,	Mansfield,	New,
Bearss,	Culver,	March,	Pleak,
Beeson,	Grubb,	Melletts,	White and
Berry,	Johnson,	Murray,	Wright,
Campbell,			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	O'Brien of H.,
Abdill,	Davis,	Kendrick,	Perry,
Anderson,	Forrester,	Lamb,	Pettibone,
Atkison,	Gregory,	Leeds,	Robinson,
Baker,	Griffith,	Marshall,	Roe,

Branham,	Hershey,	Moorman,	Stone,
Budd,	Higgins,	Morgan,	Tarkington,
Beyerle,	Hostetter,	Mustard,	Van Buskirk and
Cason,	James,	Newman,	Woodruff,
Cass,	Johnson,	Noyes,	

Of the House. Total—55.

Those who voted for Mr. Votaw were—

Messrs.	Brown of R.,	Mansfield,	New,
Bearss,	Campbell,	March,	Pleak,
Beeson,	Culver,	Melletts,	White and
Berry,	Grubb,	Murray,	Wright,

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester.	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk and
Cass,	Johnson,	Newman,	Woodruff,

Of the House. Total—56.

The President declared Messrs. Tigar, Swaar and Hastings, duly elected Directors of the State Prison North, to serve as such for four years.

Senator Brown, of Wells, nominated Joseph J. Bingham for State Printer.

Senator Beeson nominated Berry Sulgrove.

Those who voted for Mr. Joseph J. Bingham were—

Messrs.	Dunning,	Hoagland,	Moore,
Bradley,	Ferguson,	Hord,	Ray,
Brown of Wells,	Finch,	Jenkins,	Shields,

Cobb,	Fuller,	Johnson,	Williams,
Davis of Cass,	Gaff,	Landers,	Wilson,
Douglas,	Gifford,	McClurg,	Wolfe,
Downey,	Hartley,	Marshall,	

Of the Senate. Also,

Messrs.	Hanna,	Mason,	Rippey,
Abbett,	Harden of W.,	Miller,	Roberts,
Budd,	Hardin of Perry,	McCaughey,	Ryan,
Blocher,	Harney,	Milroy,	Shaffer,
Brogan,	Hetfield,	Mutz,	Shoaff of Allen,
Brown,	Hon,	Niblack,	Shoaff of Jay,
Burton,	Howard,	O'Brien of M.,	Spencer,
Collins,	Howell,	Osborn,	Veach,
Cook,	Howk,	Packard,	Waterman,
Donaldson,	Humphreys,	Pendleton,	Williams,
Ferris,	Kemp of Dubois,	Priest,	Wolfe,
Garvin,	Lasselle,	Puett,	Woollen,
Given,	Lee,	Reitz,	Mr. Speaker,
Hall,	Lemmon of H.,	Richardson,	

Of the House. Total—80.

Those who voted for Bery Sulgrove were—

Messrs.	Campbell,	Grubb,	Murray,
Bearss,	Claypool,	Mansfield,	New,
Beeson,	Culver,	March,	Pleak,
Berry,	Davis of Parke,	Melletts,	White,
Brown of R.,			

Of the Senate. Also,

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington
Cason,	James,	Mustard,	Van Bur

Cass, Johnson, Newman, Woodruff,

Of the House. Total—56.

The President declared Joseph J. Bingham duly elected State Printer, to serve as such for the term prescribed by law.

The President declared the joint convention adjourned *sine die*.

On motion of Mr. Branham,
The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 O'CLOCK, A. M., }
January 22, 1863. }

The House met.

The Journal of yesterday was read and approved.

The Speaker laid before the House a communication from the Treasurer of State, in response to a resolution of the House adopted yesterday.

On motion of Mr. Roberts,
The communication was laid upon the table.

The resolution of Mr. Gregory, in reference to secret political societies, was taken up;

Pending the discussion of which,

On motion,
The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

A message from the Governor by Mr. Holloway :

MR. SPEAKER:

I am directed by the Governor to inform the House that he has approved and signed the following bill :

House bill No. 26. An act fixing the time for holding the next terms of the several circuit courts in the Third Indiana Circuit, and repealing all laws in conflict therewith.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills thereof, viz :

Senate bill No. 6. A bill ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation; also,

Senate Joint Resolution No. 1. Proposing amendments to article eight, and twenty-third section of article four of the Constitution, enabling cities, townships, and towns to levy taxes for the support of common schools, and so as to provide for laws necessary to secure that object.

In which the concurrence of the House is respectfully requested.

Mr. Wolfe, chairman of the Committee on Enrolled Bills, made the following report :

MR. SPEAKER:

The committee on enrolled bills reports that they have carefully compared the enrolled with engrossed House bill No. 26, and find that the same was correctly enrolled, and was to-day presented to, and signed by the Speaker of the House of Representatives, and the President of the Senate, and that the same was this day presented to the Governor, who approved and signed the same, January 22, 1863.

The resolution of Mr. Gregory, and the amendments offered thereto, was again taken up.

Mr. Lee moved that the resolution and pending amendments be indefinitely postponed.

Mr. Brown moved that the resolution and pending amendments lie upon the table.

The question being, shall the resolution and amendments lie upon the table?

Messrs. Griffith and Woodruff demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lemmon of S.,	Rippey,
Abbett,	Harden of W.,	Mason,	Roberts,
Atkison,	Hardin of Perry,	McCaughey,	Ryan,
Blocher,	Harney,	Miller,	Shaffer,
Brogan,	Hetfield,	Milroy,	Shoaff of Allen,
Brown,	Holcomb,	Mutz,	Shoaff of Jay,
Burton,	Hon,	O'Brien of M.,	Spencer,
Collins,	Howard,	Osborn,	Veach,
Cook,	Howell,	Packard,	Waterman,
Donaldson,	Humphreys,	Pendleton,	Williams,
Ferris,	Kemp of Dubois,	Priest,	Wolfe,
Garvin,	Lasselle,	Reitz,	Woollen, and
Given,	Lee,	Richardson,	Mr. Speaker—53.
Hall,	Lemmon of H.,		

Those who voted in the negative were—

Messrs.	Gregg,	Kendrick,	O'Brien of H.,
Abdill,	Gregory,	Lamb,	Perry,
Anderson,	Griffith,	Leeds,	Pettibone,
Baker,	Hershey,	Marshall,	Robinson,
Budd,	Higgins,	Moorman,	Roe,
Beyerle,	Hostetter,	Morgan,	Stone,
Cass,	James,	Mustard,	Tarkington,
Chambers,	Johnson,	Newman,	Van Buskirk and
Davis,	Jones,	Noyes,	Woodruff—36.
Forrester,			

So the resolution and amendments were laid upon the table.

Mr. Roberts moved to reconsider the vote just taken, by which

the resolution and amendments were laid upon the table, and that his motion to reconsider also lie upon the table.

Which was agreed to.

The Speaker laid before the House the following communication from the Major General of the Indiana Legion :

INDIANAPOLIS, INDIANA, }
January 22, 1863. }

To the Speaker of the House of Representatives :

SIR,—In reply to a resolution passed yesterday, by the House of Representatives, calling for the reports of the Major General and Adjutant General of the Indiana Legion, I respectfully state that my report, as Major General, was transmitted to the Governor on the first inst., and was by him laid before the Senate yesterday. I regret not having retained a copy of my report full enough to enable me to comply with the resolution of the House."

I have the honor to be,
Very respectfully,

JOHN LOVE.

The Speaker laid before the House the following communication from the Adjutant General :

HON. SAMUEL H. BUSKIRK,

Speaker of the House of Representatives :

SIR,—In answer to the resolution passed by the honorable body over which you preside, requesting my report to be furnished, I have the honor to state that my report has been filed with the Governor, and is one of the documents accompanying his message. I will further state that I have been informed that the report has been presented, among others, by His Excellency the Governor, to the Senate, and is now before that body for its action.

I have the honor to be,
Yours very respectfully,

LAZ. NOBLE,
Adj't General, Indiana.

The Speaker laid before the House the following communication from the Attorney General of the State.

ATTORNEY GENERAL'S OFFICE,
Indianapolis, Indiana, January 21, 1863. }

HON. SAMUEL H. BUSKIRK,

Speaker of the House of Representatives :

SIR,—I have the honor to acknowledge the receipt of the following preamble and resolution, passed by the House :

WHEREAS, One Andrew Wallace, now holding office of President of the Board for the management of the Benevolent Institutions of Indiana, has held, during the same time, and now holds the office of Surveyor of "this District of Indiana," an office of trust and profit;

AND WHEREAS, The said Andrew Wallace, in a card, published in the *Indianapolis Daily American*, of August 13, 1862, did admit that he held the office aforesaid in the following words, to wit:—

"*Editor Evening American*:—Please explain, for the benefit of the ignorant, as to passes. I am acting United States Surveyor for this District of Indiana, holding my Commission under His Honor Secretary S. P. Chase, with power to arrest traitors against our Government, and issue special permits," and that he had been selling such permits for over one year;

AND WHEREAS, The said Wallace admits in said card, so published, that crowds went to his office in Indianapolis, and all that were worthy to receive them, he sold to, and a great many he refused, charging for said passes twenty-five cents each to all persons who desired to leave the City in pursuit of their business avocations, an act derogatory to and in violation of the rights of the free people of Indiana;

AND WHEREAS, The Constitution expressly provides that emigration from the State shall not be prohibited, and the said Wallace, in the exercise of an assumed arbitrary power, attempted to prohibit the free transit of "emigration of the people of Indiana," unless they procured from him free papers, the same that are required of the negro slave from his master;

AND WHEREAS, The Constitution expressly declares that no person shall hold more than one lucrative office at the same time, except as is expressly permitted in that instrument ;

AND WHEREAS, The said Andrew Wallace stated, before his election to the office of President of the Board aforesaid, that he wanted the position for its honor, and pledged himself not to use it for the advancement of his private interest ; Therefore be it

Resolved, That the Attorney General of this State be instructed to inquire and report to this House, whether the said Andrew Wallace has not vacated the office of President of the Board of Benevolent Institutions, by holding, at the same time, the office of United States Surveyor for "this District of Indiana."

The facts presented by the preamble and resolution are substantially these:—Mr. Andrew Wallace was, by the Legislature at its regular session of 1861, elected to the office of President of the Board of Benevolent Institutions, and afterwards accepted from the Secretary of the Treasury the position of Surveyor, and executed the functions of the office by issuing permits, &c.

The question presented is, did his acceptance of a Commission of Surveyor, and the execution of the functions of the position, vacate his office as President ?

By Section five of an act of Congress, approved July 13, 1861, the President was authorized to declare by proclamation, and thereupon all commercial intercourse between the citizens of such Districts and the citizens of the rest of the Union should cease, and that all goods proceeding from or to such Districts were forfeited, and the proceeds ; provided however, that the President may, in his discretion, license and permit commercial intercourse with any such part of such State or section, the inhabitants of which are so declared in a state of insurrection in such articles, and for such time and by such persons as he in his discretion may think most conducive to the public interest ; and such intercourse, so far as by him licensed, shall be conducted and carried on only in pursuance of rules and regulations prescribed by the Secretary of the Treasury. And the Secretary of the Treasury may appoint such officers at places where officers of the customs are not now authorized by law, as may be needed to carry into effect such licenses, rules and

regulations; and officers of the customs and other officers shall receive for services under this section, and under said rules and regulations, such fees and compensation as are now allowed for similar services under other provisions of law."

The position held by Mr. Wallace was evidently under the authority contained in this section.

The Surveyorship, from the reading of the section, was an *officer* and *lucrative*.

It is provided by section nine, article two of the Constitution of Indiana, that no person shall "hold more than one lucrative office at the same time, except as in the Constitution expressly provided."

There is no provision permitting a person, at the same time, to hold a State office, and a National office of the character of the Surveyorship. The rule is that the holder of an office under our State Government, vacates it by accepting a National lucrative office, except in the case of Deputy Post Masters, where the salary does not exceed ninety dollars per annum.

In the case of *Kerr vs. Jones*, decided by the Supreme Court at its last term, the identical legal question was presented. Mr. Harrison, the Supreme Court Reporter, accepted a Commission as Colonel of the 70th Indiana Regiment, the court held that the acceptance of the Commission vacated the office of Reporter. I have therefore arrived at the conclusion, that upon the acceptance by Mr. Wallace of the Surveyorship, the position held by him of President of the Board of Benevolent Institutions became vacant.

Respectfully,

OSCAR B. HORD.

Mr. Brown moved that the communication of the Attorney General be referred to the Committee on the Judiciary, with instructions to prepare a bill in consonance with the opinion of the Attorney General.

Agreed to.

Mr. Packard, by consent of the House, offered

Joint Resolution No. 15. A joint resolution of thanks to the

soldiers of Indiana, and providing for the registry and preservation of the names of those who have fallen in the service of their country during the present war.

It was read the first time, and passed to a second reading.

Mr. Hon obtained leave of absence.

Mr. Harden of Washington obtained leave of absence.

On motion,

The House adjourned until to-morrow, at 9 o'clock, A. M.

FRIDAY, 9 O'CLOCK, A. M., }
January 23, 1863. }

House met.

The Journal was read and approved.

Messrs. Abdill, Brogan, and Woollen, obtained leave of absence on account of sickness.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Kilgore:

A petition of sundry citizens, asking for a more stringent law on temperance.

Referred to the Committee on Temperance.

By Mr. Pendleton:

A petition of one hundred and thirty-three citizens of Johnson county, asking for the enforcement of the thirteenth article of the Constitution.

Referred to the select committee on that subject.

A claim was presented by Messrs. Morrison and Ray;
Which was referred to the Committee on Claims.

By Mr. Milroy:

A memorial from sundry citizens, asking for a grant of land for the improvement of agriculture.

Referred to the Committee on Agriculture.

By Mr. Donaldson :

A petition of the citizens of Miami county, asking for an alteration of the collection laws, so as to make debts collectable where they are contracted.

Referred to the Committee on the Judiciary.

REPORTS FROM STANDING COMMITTEES.

By Mr. Niblack, chairman of the Committee of Ways and Means :

MR. SPEAKER :

I am directed by the Committee of Ways and Means to report back House bill No. 3, entitled an act appropriating thirty thousand dollars for expenses of the General Assembly, and to recommend that it lie upon the table.

The report was concurred in.

On motion of Mr. Howk,

The resolution empowering the Judiciary Committee to employ a clerk and doorkeeper, was taken from the table.

Mr. Howk moved to amend the resolution by striking out all relating to a doorkeeper.

The amendment was adopted.

Mr. Wolfe moved to strike out the words, "and such assistants as may be necessary."

Mr. Roberts moved to amend the amendment by inserting the words, "and one assistant clerk, if deemed necessary."

Mr. Anderson moved the previous question.

Which was ordered.

The question being on the amendment of Mr. Roberts;

The amendment was not adopted.

Then the question being on the amendment of Mr. Wolfe;

It was not adopted.

The question being on the adoption of the resolution as amended, Messrs. Roberts and Ferris demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Ferris,	Kendrick,	Perry,
Abbett,	Forrester,	Kilgore,	Priest,
Abdill,	Garvin,	Lamb,	Puett,
Anderson,	Given,	Lasselle,	Reitz,
Atkison,	Gregg,	Marshall,	Richardson,
Baker,	Gregory,	Miller,	Robinson,
Bird,	Hall,	Milroy,	Roe,
Branham,	Hanna,	Moorman,	Ryan,
Budd,	Hardin of P.,	Morgan,	Shaffer,
Barton,	Harney,	Mustard,	Shoaff of Allen,
Beyerle,	Hetfield,	Niblack,	Shoaff of Jay,
Cass,	Hershey,	Noyes,	Spencer,
Chambers,	Howard,	O'Brien of H.,	Tarkington,
Cook,	Howell,	O'Brien of M.,	Van Buskirk,
Davis,	Howk,	Osborne,	Veatch,
DeBruler,	Humphreys,	Packard,	Williams,
Donaldson,	Kemp of Dubois,	Pendleton,	Mr. Speaker—66.

Those who voted in the negative were—

Messrs.	Holcomb,	Lemmon of S.,	Rippey,
Blocher,	Hostetter,	Mason,	Roberts,
Cason,	James,	McCaughey,	Stone,
Collins,	Lee,	Mutz,	Wolfe,
Ferris,	Leeds,	Newman,	Woodruff—21.
Higgins,	Lemmon of H.,		

So the resolution was adopted.

Mr. Harney, from a select committee, made the following report, which was concurred in :

The select committee, to whom was referred the resolution to procure from the Senate that portion of the report of the Bank of the State, which had not been furnished to this House, report that your committee have performed that duty, and find that a complete report of said Bank has been furnished to the Senate, and will be

printed by that house, and we think it would not be prudent for this house to make another order for printing them.

RESOLUTIONS OF THE HOUSE.

By Mr. Kendrick :

Resolved, That the Judiciary Committee inquire into and report whether any private company or organization has the right to make a toll road of the old Michigan State Road, whether such company or organization holds a charter from the Legislature of the State of Indiana, warranting them to collect tolls on said road, and if any legislation is necessary on the subject.

Adopted.

By Mr. Wolfe :

Resolved, That the Principal Clerk and Principal Doorkeeper of this House be directed to report, as soon as possible, the number of assistants, including pages, under their employ.

Mr. Holcomb moved to refer the resolution to the select committee on that subject.

Agreed to.

By Mr. Niblack :

Resolved, That the Committee of Ways and Means have leave to sit during the session of the House, when the current and necessary business of said committee shall require it.

Adopted.

Mr. Donaldson moved to reconsider the vote taken on his resolution, in relation to apportioning the State for Representative and Senatorial purposes.

Agreed to.

Mr. Donaldson moved to amend the resolution by striking out all after the word "resolved," and inserting the following:

That there be appointed on the part of the House a committee consisting of one from each Congressional District, to act with a similar committee on the part of the Senate, to apportion the State

for Senators and Representatives and that the Senate be, and is hereby requested to concur herein.

The amendment was agreed to.

Mr. Shaffer moved to reconsider the vote taken on a resolution offered by himself, in relation to the apportionment of the State for Congressional purposes.

Agreed to.

Mr. Shaffer offered the following amendment :

Strike out all after the word "resolved," and insert the following :

That there be appointed by the House a committee of one from each Congressional District, to act with a similar committee on the part of the Senate, to apportion the State for Congressional purposes, and that the Senate be requested to concur in this resolution.

The resolution as amended was adopted.

By Mr. Lamb :

Resolved, That the Committee on Education be instructed to inquire whether any additional legislation is practicable to secure a more general attendance of the children of the State at our free schools, and if so, that they report by bill or otherwise.

Adopted.

By Mr. Hostetter :

Resolved, That the Superintendents of the Deaf and Dumb, and Blind Asylums, are respectfully invited to give exhibitions of the proficiency of the pupils under their care respectively, before the members of this General Assembly, and that the Clerk of this House be and is hereby instructed to inform those gentlemen of the passage of this resolution, and report to this House the time when, and the place where, it will be convenient for them to hold such exhibitions.

Adopted.

By Mr. Holcomb :

Resolved, That the Committee on Fees and Salaries be instructed to examine the laws requiring Sheriffs to advertise their sales of property, by execution, in the newspapers of their respec-

tive counties, and if said law does not fix the printer's fee for advertising, that they report by bill or otherwise.

Adopted.

Mr. Shoaff, of Allen, obtained leave of absence.

By Mr. Mustard:

Resolved, That the Committee on Judiciary be instructed to inquire into the expediency of so amending the collection laws, so as to give Justices of the Peace exclusive original jurisdiction in all suits founded on contract or tort, where the debt or damages claimed does not exceed twenty dollars, and that the parties litigant have no right of appeal where the judgment obtained does not exceed ten dollars.

Adopted.

Mr. Harney offered the following:

Be it resolved, By the House of Representatives of the State of Indiana, the Senate concurring therein, that the following memorial be transmitted by His Excellency the Hon. O. P. Morton, Governor of this State, unto His Excellency Hon. Horatio Seymour, Governor of the State of New York, with the request that he lay the same before the Legislature of that State.

To the Senate and Assembly of the State of New York:

The General Assembly of the State of Indiana beg leave to memorialize your honorable body, in reference to the transits of produce and merchandise going from and coming into our State, by way of the canals, rail roads and other thoroughfares of your State, in carrying on our trade with the atlantic seaboard. We take the greatest freedom in approaching you upon a subject somewhat delicate in its nature, from the known liberality uniformly displayed by the State of New York in her legislation in whatever might affect the rights and interests of her sister States; and also from the very generous and satisfactory manner in which his excellency, the Governor of your State, has thought fit to speak of the patriotism and wealth of the Western States, in his recent message to your honorable body.

Within our own boundaries we have no harbors and seaports crowded with merchantmen, ready to take our produce to the

markets of the world, and thus relieve from the dangers and expense of long lines of travel and transportation. Our merchants are cut off from the rich resources of foreign trade, and our revenues deprived of the taxes upon the wealth always flowing from it. Owing to that fact, with others, our own citizens own but little stock in any corporation outside of our own limits, and therefore can have no control over those agencies upon which we have now solely to rely for conveyance of our produce to market since the breaking out of the rebellion, things which before were only inconveniences have now become peculiar hardships. Our great natural channels of convenience has become stagnant by blockade. States within easy distance with which we once carried on a lucrative traffic are now in arms against us, and from our border position we have to defend our soil from their incursions. We manufacture but little of what the Government requires; our horses and mules are bought by its agents without any competing buyers, and the produce we sell to it is not more than the soldiers we have furnished would have consumed at home. Thus it occurs that for all of our surplus we have but one market, and one direction of thoroughfares which we must patronize, and these thoroughfares, with one exception, pass through your State. This, in one sense, should be no matter of complaint upon our part; we certainly feel under deep obligation to the State and people of New York, for their liberality, foresight and enterprise in taking the risk of investing so much capital in those great artificial channels of communication; she is certainly entitled to the profits on the trade she has enticed to her marts, and ample pay for the labor of transmitting it there; but what suggestions we have to make are founded upon the comity that exists between us as States, and the relation between our people and yours as merchants and customers. And we only ask such legislation as you may deem compatible with the interests of your State, and as will not infringe upon the obligations already entered into with those corporations.

We presume that in a normal condition of affairs, such as existed before the breaking out of the war, that the business done upon your through rail roads and canals, at the rates then charged, was fairly remunerative, as they were enabled to add great improvement to their works, pay comfortable salaries to their officers, good wages to their employees, and leave a liberal surplus for dividends and interests on the capital invested. We further presume that a

large increase of business, probably fifty per cent. more than they hitherto enjoyed, would have enabled them to have diminished their rates, and still have retained a largely increased revenue, sufficient to have satisfied the demands of ordinary invested capital, especially where that increase of business was caused by the misfortunes of their customers, without whose patronage their works would be of very diminished value. But we find, contrary to such well founded presumptions, there has been an increase of rates upon freights, amounting to over forty per cent., swelling their profits to an enormous degree, enhancing the value of their securities, increasing the revenues of the State, and distributing the drippings of sudden acquired wealth into every avenue where their influence extends. We reflect, too, that when this assessment falls upon property going to or coming from our State (which forms a large item in their aggregate of business), is just that much money lost to the people of our State, and to that extent diminishes our ability to provide against similar contingencies in future; so severe has it become, that in some cases the cost of transportation exceeds the original cost of the article four-fold, in others two-fold, and on an average of our trade it may be safely set down at one-half.

These things cause our people to murmur; we hear complaints all around us, that while we have cheerfully submitted to a blockade of our natural channels of trade for the general good, and have furnished every requisition made upon us for men or money to assist the Government in preserving the institutions common to us all, and have made voluntary sacrifices not demanded of us by the authorities to protect the interior of the country from the ravages of war. Yet with all this, we find there is a new burden laid upon us by those whose revenues were therefore founded safely upon our patronage, and who have a common interest with us in the sacrifices we are making. These complainings are not calculated to secure that harmony and good feeling which should exist between people engaged in a common cause; and we hope in future no reason will exist for their continuance.

But it is not alone of high rates charged that we complain, but it is that freights are raised without sufficient notice being given, leaving the trader to pay the extra charge when the article had been purchased with a reference to a pre-existent state of affairs. And cases have come to our knowledge, well authenticated, where the New York Central railroad had raised their freights after the

stock was registered on the books of said company and ready for transportation, and in some cases were on board of the cars before any notice of the change was given. Our people had no remedy in reach, no choice but to endure, except by the friendly co-operation of the State from which these companies derive their charters. We, therefore, pray your honorable body that such legislation may be had upon this subject, as will restrict the railroads passing through your state to as low a rate of freights as will be remunerative to them, and not oppressive to us, and that there shall be no advance of freights without at least thirty days public notice being given; and no advance shall be made upon freights which have been tendered the company ready for transportation. In reference to the Erie canal, we are not aware that there has been any increase of toll within the last two years, but we know that the unusual amount of freight offered in the autumn of 1861 and 1862, that the cost of transportation was more than double. This, of course, was lost to the producer or merchant who forwarded it, for the obvious reason that such advances could cause no corresponding change in the markets of the world, which we are striving to reach.

We, therefore, suggest that, for the present at least, some restrictions might be placed upon boats and transportation companies as to the amount they should be allowed to receive, so that our merchants and traders can fix upon some amount as approximating to the cost of getting their produce and merchandise to market. And if, upon examination of the premises, you should find that a reduction of tolls will not reduce the revenues below an amount to be expected, even in the most prosperous times, and you should make such reduction, it will certainly ever be remembered with gratitude by the people of our State. We are aware that the arguments we use will apply with equal force to other States, and, also, to other modes of transportation besides railroads and canals; and it may be asked why we do not commence some other place to seek a remedy for the evils of which we complain. But we must commence somewhere, and we know no State to which we can appeal with so much hope of having justice done as to the great State of New York, which has always shown a management and statesmanship corresponding to her resources and geographical position. We further pray your honorable body that should you, in looking over the legislation of the past, find that any article, important in our trade, and necessary to the comfort of our people, has been

specially taxed in freights restricted in manufacture, so as to make it a subject of speculation, or hinder the ready and free exchange of important commodities between us, that such subjects may receive the legislation as the exigencies of the times will suggest. In conclusion we beg leave to congratulate your State upon the material prospects which has blessed her people, and upon the patriotic sacrifices they have made in the present war. We also congratulate them on the noble stand they have taken in favor of the reserved rights of the States and of the people, who have never failed to support the State Government in all their rights as the most competent administration for our domestic concerns, and the surest bulwarks against "anti-republican tendencies." We are, with yourselves, the "supporters of the general government in its whole constitutional vigor," subject to the grants and limitations of the solemn compact which, for general purposes, constituted it the agent of the States and the people. So long as such States as yours battle with equal zeal against anarchy among the members of the government and the centralized monopoly of power in the hands of its executive, you have our earnest sympathy, and with such powerful co-operation we can never despair of the glorious Union of our fathers, or believe it is destined to fall a victim to an unholy rebellion. Be it

Resolved, By the General Assembly of the State of Indiana, That the following memorial be transmitted by his Excellency, the Hon. O. P. Morton, the Governor of this State, to his Excellency, the Hon. Horatio Seymour, Governor of the State of New York, with the request that he lay the same before the legislature of that State.

Mr. Harney moved that the resolution be referred to a select committee of seven.

Agreed to.

The Speaker appointed Messrs Harney, Holcomb, Cason, Howk, Griffith, Howard, and Tarkington said committee.

By Mr. Niblack :

Resolved, That the Senate and House of Representatives shall, upon the passage of this resolution by either house, proceed immediately thereupon to choose three persons to act as commissioners of the Sinking Fund, and that two persons shall be chosen on the

part of the House, and two other persons shall be chosen on the part of the Senate, to act as directors on the part of the State of the Bank of the State of Indiana.

Adopted.

JOINT RESOLUTIONS.

Joint resolution No. 16. Instructing our Senators and requesting our Representatives in Congress to vote against the admission of any Congressman who have not been elected according to the constitution and laws;

Was read the first time, and passed to a second reading.

By Mr. Anderson :

Joint resolution No. 17. A joint resolution to increase the pay of the privates and non-commissioned officers in the armies of the United States;

Was read the first time, and passed to a second reading.

By Mr. Cason :

Joint resolution No. 18. A joint resolution indorsing and sanctioning the expulsion of Jesse D. Bright from the Senate of the United States;

Was read a first time, and passed to a second reading.

By consent of the House, Mr. Kendrick offered the following resolution, which was adopted :

Resolved, That the Committee on the Judiciary be instructed to inquire and report to this House, by what right the Central Plank Road Company has erected a toll gate at the east end of White River bridge, in Indianapolis, and whether the erection of said toll gate, and the collection of tolls at that point, are not in violation of the charter of said company, and of the grant made by the State to said company; and further, to inquire and report to this House, what rate of toll may be collected by law, by the said company; and further, to inquire at what points, or within what distances from the corporation line of the city of Indianapolis, toll gates, on said road, may be lawfully erected; and further, to report what legislation, if any, may be necessary in the premises.

BILLS INTRODUCED.

By Mr. Gregory :

House bill No. 74. An act to authorize the several boards of county commissioners to purchase ground and erect monuments to deceased soldiers.

The bill was read the first time, and passed to a second reading.

By Mr. Mutz :

House bill No. 75. An act to provide for the inspection of petroleum oils, for illuminating purposes, marking and branding the same, prescribing penalty for selling without inspection, or for falsely branding the cask, package, or barrel containing the same, or for violating any of the provisions of this act; for the appointment of inspectors and deputies, prescribing their duties and terms of office, and imposing penalties for inspectors or deputies trading in any article they are appointed to inspect.

The bill was read the first time, and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate, to inform the House of Representatives, that the Senate has passed the following engrossed joint resolution thereof, No. 2, entitled as follows:

A joint resolution proposing an amendment to the second section of article second of the Constitution, so that the Legislature may more effectually guard against fraudulent voting, in which the concurrence of the House is respectfully requested.

The House proceeded to the election of Commissioners of the Sinking Fund, and Bank Directors, in pursuance of the resolution thereof just adopted.

Mr. Brown nominated S. P. Mooney, of Jackson county, for a Commissioner of the Sinking Fund for the long term.

Mr. Higgins nominated William Williams, of Kosciusko county, for the same office.

Those who voted for S. P. Mooney were—

Messrs.	Hanna,	Mason,	Richardson,
Abbett,	Hardin of Perry,	McCaughey,	Rippey,
Bird,	Harney,	Milroy,	Roberts,
Blocher,	Hetfield,	Miller,	Roe,
Brown,	Holcomb,	Morgan,	Ryan,
Burton,	Howard,	Mutz,	Shaffer,
Collins,	Howell,	Niblack,	Shoaff of Jay,
Cook,	Howk,	O'Brien of M.,	Spencer,
Donaldson,	Humphreys,	Osborne,	Veatch,
Ferris,	Kemp of Dubois,	Packard,	Waterman,
Garvin,	Lasselle,	Pendleton,	Williams,
Given,	Lee,	Priest,	Wolfe,
Gregg,	Lemmon of S.,	Puett,	Mr. Speaker—54.
Hall,	Lemmon of H.,	Reitz,	

Those who voted for William Williams were—

Messrs.	Davis,	Jones,	Noyes,
Abdill,	Forrester,	Kendrick,	O'Brien of H.,
Anderson,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Branham,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Stone,
Beyerle,	Hostetter,	Moorman,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk,
Cass,	Johnson,	Newman,	Woodruff—36.
Chambers,			

The Speaker declared S. P. Mooney elected, on the part of the House, a Sinking Fund Commissioner, to serve as such for the term of four years.

Mr. Mutz nominated Dillard Ricketts, of Clarke county, for a Sinking Fund Commissioner for the long term.

Mr. Moorman nominated John F. Carr, of Jackson county, for the same office.

Those who voted for Dillard Ricketts were—

Messrs.	Hall,	Lemmon of S.,	Reitz,
Abbett,	Hanna,	Mason,	Richardson,

Bird,	Hardin of Perry,	McCaughey,	Rippey,
Blocher,	Harney,	Miller,	Roberts,
Brown,	Hetfield,	Milroy,	Ryan,
Burton,	Holcomb,	Mutz,	Shaffer,
Collins,	Howard,	Niblack,	Shoaff of Jay,
Cook,	Howell,	O'Brien of M.,	Spencer,
DeBruler,	Howk,	Osborne,	Veach,
Donaldson,	Humphries,	Packard,	Waterman,
Ferris,	Kemp of Dubois,	Pendleton,	Williams,
Garvin,	Lasselle,	Priest,	Wolfe, and
Given,	Lee,	Puett,	Mr. Speaker,—53.
Gregg,	Lemmon of H.,		

Those who voted for John F. Carr were—

Messrs.	Chambers,	Jones,	Noyes,
Abdill,	Davis,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk, and
Cass,	Johnson,	Newman,	Woodruff,—39.

The Speaker declared Mr. Ricketts elected, on the part of the House, a Commissioner of the Sinking Fund, to serve as such for the term of four years.

Mr. Moorman nominated Jefferson Helm, of Rush county, for a Commissioner of the Sinking Fund for the short term.

Mr. Packard nominated Parmenter M. Parks, of Morgan county, for the same office.

Those who voted for Jefferson Helm were—

Messrs.	Davis,	Kendrick,	O'Brien of H.,
Abdill,	Forrester,	Kilgore,	Perry,
Anderson,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,

Beyerle,	Hostetter,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk and
Cass,	Johnson,	Newman,	Woodruff,—38.
Chambers,	Jones,	Noyes,	

Those who voted for Parmenter M. Parks were—

Messrs.	Hall,	Lemmon of S.,	Rietz,
Abbett,	Hanna,	Mason,	Richardson,
Bird,	Hardin of Perry,	McCaughy,	Rippey,
Blocher,	Harney,	Miller,	Roberts,
Brown,	Hetfield,	Milroy,	Ryan,
Burton,	Holcomb,	Mutz,	Shaffer,
Collins,	Howard,	Niblack,	Shoaff of Jay,
Cook,	Howell,	O'Brien of M.,	Spencer,
DeBruler,	Hawk,	Osborne,	Veatch,
Donaldson,	Humphries,	Packard,	Waterman,
Ferris,	Kemp of Dubois,	Pendleton,	Williams,
Garvin,	Lasselle,	Priest,	Wolfe, and
Given,	Lee,	Puett,	Mr. Speaker,—53.
Gregg,	Lemmon of H.,		

The Speaker declared Mr. Parks elected, on the part of the House, a Sinking Fund Commissioner, to serve as such for the term of two years.

The House proceeded to the election of two Directors of the Bank of the State of Indiana, on the part of the State.

Mr. Harney nominated Samuel C. Wilson, of Montgomery county, for a Director of the Bank of the State of Indiana.

Mr. Jones nominated James Moorman, of Randolph county, for the same office.

Those who voted for Samuel C. Wilson were—

Messrs.	Hall,	Lemmon of S.,	Reitz,
Abbett,	Hanna,	Mason,	Richardson,
Bird,	Hardin of Perry,	McCaughy,	Rippey,
Blocher,	Harney,	Miller,	Roberts,
Brown,	Hetfield,	Milroy,	Ryan,
Burton,	Holcomb,	Mutz,	Shaffer,

Cason,	Howard,	Niblack,	Shoaff of Jay,
Collins,	Howell,	O'Brien of M.,	Spencer,
Cook,	Howk,	Osborne,	Veach,
Donaldson,	Humphreys,	Packard,	Waterman,
Ferris,	Kemp of Dubois,	Pendleton,	Williams,
Garvin,	Lasselle,	Priest,	Wolfe, and
Given,	Lee,	Puett,	Mr. Speaker.—53.
Gregg,	Lemmon of H.,		

Those who voted for James Moorman were—

Messrs.	De Bruler,	Kendrick,	Noyes,
Abdill,	Forrester,	Kilgore,	O'Brien of H.,
Anderson,	Gregory,	Lamb,	Perry,
Baker,	Griffith,	Leeds,	Pettibone,
Branham,	Hershey,	Marshall,	Robinson,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cass,	James,	Mustard,	Van Buskirk, and
Chambers,	Johnson,	Newman,	Woodruff—37.
Davis,	Jones,		

The Speaker declared Mr. Wilson elected, on the part of the House, a Director of the Bank of the State, to serve as such for the term prescribed by law.

Mr. Hanna nominated Andrew Humphreys, of Green county, for a Director of the Bank of the State.

Mr. Anderson nominated John B. Niles, of Laporte county, for the same office.

Those who voted for Mr. Andrew Humphreys were—

Messrs.	Hall,	Lemmon of S.,	Reitz,
Abbett,	Hanna,	Mason,	Richardson,
Bird,	Hardin of Perry,	McCaughy,	Rippee,
Blocher,	Harney,	Milroy,	Roberts,
Brown,	Hetfield,	Miller,	Ryan,
Burton,	Holcomb,	Mutz,	Shaffer,
Collins,	Howard,	Niblack,	Shoaff of Jay,
Cook,	Howell,	O'Brien of M.,	Spencer,
De Bruler,	Howk,	Osborn,	Veach,
Donaldson,	Humphreys,	Packard,	Waterman,

Ferris,	Kemp of Dubois,	Pendleton,	Williams,
Gavrin,	Lasselle,	Priest,	Wolfe,
Given,	Lee,	Puett,	Mr. Speaker—53.
Gregg,	Lemmon of H.,		

Those who voted for Mr. John B. Niles were—

Messrs.	Davis,	Kendrick,	Noyes,
Anderson,	Forrester,	Kilgore,	O'Brien of H.,
Baker,	Gregory,	Lamb,	Perry,
Branham,	Griffith,	Leeds,	Pettibone,
Budd,	Hershey,	Marshall,	Robinson,
Beyerle,	Higgins,	Moorman,	Stone,
Cason,	Hostetter,	Morgan,	Tarkington,
Cass,	Johnson,	Mustard,	Woodruff—34.
Chambers,	Jones,	Newman,	

The Speaker declared Mr. Humphreys elected, on the part of the House, a Director of the Bank of the State, for the term prescribed by law.

On motion,

The House adjourned till 2 o'clock, P. M.

2 O'CLOCK, P. M.

House met.

BILLS INTRODUCED.

By Mr. Mason :

House bill No. 76. A bill to compel railroads, as common carriers, to carry freight.

The bill was read the first time, and passed to a second reading.

By Mr. Griffith :

House bill No. 77. A bill erecting the Sixteenth Judicial Circuit, providing for a Judge thereof, making all process returnable thereto,

fixing the commencement and length of terms of Courts, and attaching the county of Huntington to the Tenth Judicial Circuit.

The bill was read the first time, and passed to a second reading.

By Mr. McCaughey :

House bill No. 78. An act to enable the owners of wet lands to drain and reclaim them where the same can not be done without affecting the lands of others.

The bill was read the first time, and passed to a second reading.

By Mr. Leeds :

House bill No. 79. An act to prohibit Clerks of the Circuit Courts and Common Pleas, and their deputies, from practicing law in any of the Courts of which they are Clerks, &c.

The bill was read the first time, and passed to a second reading.

By Mr. Ferris :

House bill No. 80. An act to exempt vendors of real and personal property, sold and transferred on the first day of the year, from assessment for taxation, or liability to the payment of taxes on the same.

The bill was read the first time, and passed to a second reading.

By Mr. Brown :

House bill No. 81. An act to amend the first section of an act entitled "An act to organize a Supreme Court, and prescribing certain duties of the Judges thereof," approved May 13, 1852, and to district the State for the purpose of electing five Judges of the Supreme Court.

The bill was read the first time, and passed to a second reading.

By Mr. Spencer :

House bill No. 82. An act to amend the first section of an act to amend an act entitled an act to amend the sixth section of an act providing for the organization of county boards, and prescribing some of their powers and duties, which first above mentioned act was approved June 17, 1852; that said second mentioned act was approved February 16, 1859, which said last mentioned act was approved March 9, 1861.

The bill was read the first time, and passed to a second reading.

By Mr. Higgins:

House bill No. 83. An act to amend the twenty-first section of an act prescribing the duties of Justices of the Peace in State prosecutions, and to enable Justices to obtain mileage in making returns, approved March 1, 1855, and prescribing a penalty for neglecting to perform the duties therein required.

The bill was read the first time, and passed to a second reading.

By Mr. Miller:

House bill No. 84. An act entitled an act to repeal the eighteenth section of an act entitled an act regulating descents and apportionment of estates.

The bill was read the first time, and passed to a second reading.

By Mr. Ferris:

House bill No. 85. An act to amend an act entitled an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof, approved March 5, 1859, and to repeal section fourteen of said act.

The bill was read the first time, and passed to a second reading.

ORDERS OF THE DAY.

The House took up messages from the Senate.

The concurrent resolution of the Senate, tendering the thanks of the General Assembly to General Rosecrans, and the army under his command,

Was, on motion of Mr. Holcomb, concurred in by the House.

The concurrent resolution of the Senate, tendering the thanks of the General Assembly to Governor Oliver P. Morton, for his care of the sick soldiers of Indiana.

Mr. Brown moved to amend as follows:—Strike out the word “that” and insert the word “whatever.”

Mr. Perry moved to lay the amendment on the table.

Messrs. Lamb and Woodruff demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Garvin,	Jones,	O'Brien of H.,
Anderson,	Gregg,	Kilgore,	O'Brien of M.,
Atkison,	Gregory,	Lamb,	Osborn,
Baker,	Griffith,	Lasselle,	Perry,
Budd,	Hall,	Leeds,	Pettibone,
Beyerle,	Hardin of Perry,	Lemmon of H.,	Robinson,
Cason,	Hershey,	Marshall,	Shoaff of Jay,
Cass,	Higgins,	Mason,	Stone,
Chambers,	Hostetter,	Moorman,	Tarkington,
Cook,	Howard,	Morgan,	Van Buskirk,
Davis,	Howk,	Mustard,	Wolfe,
De Bruler,	James,	Newman,	Woodruff and
Ferris,	Johnson,	Noyes,	Mr. Speaker—52.
Forrester,			

Those who voted in the negative were—

Messrs.	Hetfield,	Milroy,	Rippey,
Abbott,	Holcomb,	Mutz,	Ryan,
Blocher,	Howell,	Packard,	Shaffer,
Brown,	Humphreys,	Pendleton,	Spencer,
Donaldson,	Lemmon of S.,	Priest,	Veach,
Given,	McGauchey,	Reitz,	Waterman,
Hanna,	Miller,	Richardson,	Williams—28.
Harney,			

So the amendment lay upon the table.

Mr. Holecomb moved that the resolution be referred to a select committee of five.

Messrs. Griffith and Leeds demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	McCaughey,	Rippey,
Abbott,	Harney,	Miller,	Roberts,
Blocher,	Hetfield,	Milroy,	Ryan,
Brown,	Holcomb,	Mutz,	Shaffer,
Collins,	Howard,	Osborne,	Spencer,
Cook,	Howell,	Packard,	Veatch,

Donaldson,	Howk,	Pendleton,	Waterman,
Ferris,	Humphreys,	Priest,	Williams,
Given,	Lasselle,	Reitz,	Wolfe and
Hall,	Lemmon of S.,	Richardson,	Mr. Speaker-41.
Hanna,	Mason,		

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	Noyes,
Anderson,	Garvin,	Kilgore,	O'Brien of H.,
Atkison,	Gregg,	Lamb,	Perry,
Baker,	Gregory,	Leeds,	Pettibone,
Budd,	Griffith,	Lemmon of H.,	Robinson,
Beyerle,	Hershey,	Marshall,	Shoaff of Jay,
Cason,	Higgins,	Moorman,	Stone,
Cass,	Hostetter,	Morgan,	Tarkington,
Chambers,	James,	Mustard,	Van Buskirk and
Davis,	Johnson,	Newman,	Woodruff—40.
De Bruler,			

So the resolution was referred to a select committee.

The Speaker appointed Messrs. Holcomb, Tarkington, Hanna, O'Brien of Hamilton, and Spencer, said committee.

Mr. Holcomb, by consent of the House, offered the following resolution, which was adopted.

Resolved, That the Clerk inform the Senate, that in pursuance of a concurring resolution of both Houses, the House of Representatives has, by a *vive voce* vote, elected separately, Andrew Humphreys, of the county of Greene, and Samuel C. Wilson, of the county of Montgomery, on the part of the House, as bank directors for the Bank of the State of Indiana.

Joint resolution, of the Senate, No. 2. In reference to the prevention of fraudulent voting, being under consideration, was read and passed to a second reading.

Senate bill No. 6. A bill ceding to the United States of America, jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation;

Was read and passed to a second reading.

Joint resolution, of the Senate, No. 1. Was read and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary.

MR. SPEAKER:

I am directed by the Senate, to inform the House of the adoption of the following resolution:

Resolved, That the Secretary inform the House that, in pursuance of a concurring resolution of both Houses, the Senate has, by a *vive voce* vote, elected separately, Samuel P. Mooney, of the county of Jackson, and Dillard Ricketts, of the county of Clark, to serve for four years, and Parmenter M. Parks, of the County of Morgan, to serve for the term of two years, as Sinking Fund Commissioners. Ransom W. Akin and Addison L. Roache. on the part of the State, "Bank Directors" for the "Bank of the State of Indiana," to serve as such during the time prescribed by law. In the election of the latter named gentlemen, the concurrence of the House is respectfully requested.

Mr. Holcomb moved that the House concur in the election of the Senate.

Those who voted in the affirmative were—

Messrs.	Griffith,	Lee,	Priest,
Abbett,	Hall,	Lemmon of H.,	Reitz,
Atkison,	Hanna,	Lemmon of S.,	Richardson,
Blocher,	Hardin of Perry,	Marshall,	Rippey,
Brown,	Harney,	McCaughey,	Roberts,
Beyerle,	Hetfield,	Miller,	Robinson,
Cass,	Higgins,	Milroy,	Ryan,
Chambers,	Holcomb,	Moorman,	Shaffer,
Collins,	Howard,	Morgan,	Shoaff of Jay,
Cook,	Howell,	Mustard,	Spencer,
Davis,	Howk,	Mutz,	Tarkington,
Donaldson,	Humphreys,	O'Brien of H.,	Veach,
Ferris,	Johnson,	O'Brien of M.,	Waterman,
Forrester,	Kilgore,	Osborn,	Williams,
Garvin,	Lamb,	Packard,	Wolfe, and
Given,	Lasselle,	Pendleton,	Mr. Speaker-66.
Gregg,	Leeds,	Perry,	

Those who voted in the negative were—

Messrs.	Gregory,	Jones,	Stone,
Anderson,	Hershey,	Newman,	Van Buskirk, and
Baker,	Hostetter,	Pettibone,	Woodruff—13.
Budd,	James,		

So the House concurred in the elections of the Senate.

BILLS ON THEIR SECOND READING.

House bill No. 36. An act to provide for a registry of voters, and to declare their residence, and to punish fraudulent practices touching elections;

Was read a second time, and referred to the Committee on Elections.

House bill No. 37. An act to amend the twenty-third section of an act entitled an act for the relief of the Indiana University, and to increase and extend its benefits by providing for the sale of the lands granted by the United States for the use of the said University, regulating the application of the proceeds of the sales thereof and prescribing the duties of the officers therein mentioned in relation thereto;

Was read the second time, and referred to the Committee on Trust Funds.

House bill No. 38. An act to protect live stock along the line of rail roads in this State, and prescribing the punishment of certain persons therein named.

Was read the second time and referred to the Committee on Rail Roads.

Leave of absence was granted to Messrs. Pettibone, Burton, Spencer, Stone, Moorman, Kilgore, Atkison and Cass, until Monday next.

Mr. Harney, by consent of the House, presented a memorial from Nathaniel F. Cunningham, which was referred to the Committee on Claims.

House bill No. 39. An act to amend "An act defining misde-

meanors and prescribing punishment therefor," approved June 14, 1852;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 40. An act to repeal section two of an act entitled "An act to amend section eleven of an act entitled an act to establish Courts of Common Pleas, and defining the jurisdiction and duties of, and providing compensation for the Judges thereof," approved May 14, 1852, so as to extend the jurisdiction of said court in certain cases;

Was read the second time and referred to the Committee on the Judiciary.

House bill No. 41. An act providing for the more effectual enforcement of the thirteenth article of the State Constitution, defining what shall be contempt therefor, and declaring such contempt, in certain cases, to be a felony, and providing punishment therefor;

Was read the second time, and on motion, was referred to the Select Committee on the enforcement of the thirteenth article of the constitution.

House bill No. 42. An act to enforce the thirteenth article of the Constitution of the State of Indiana;

Was read the second time, and referred to the Select Committee for the enforcement of the thirteenth article of the constitution.

House bill No. 43. A bill to secure the rights of married women in real estate, sold upon execution;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 44. An act to amend the sixth section of an act to fix the times of holding the Common Pleas' Courts in the several counties of this State; the duration of the terms thereof, and making all process from the present Common Pleas' Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859;

Was read the second time, and referred to the Committee on the Organization of Courts of Justice.

On motion,

The House adjourned until to-morrow morning at 9 o'clock.

SATURDAY, 9 o'clock, A. M., }
January 24, 1863. }

House met.

On motion of Mr. Roberts,

The reading of the Journal of yesterday was dispensed with.

Mr. Howk, Chairman of the Committee on the Judiciary, made the following report :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 31, an act authorizing the issuing of attachments for violations of injunctions and temporary restraining orders, to report that they have had the same under consideration, and report the same back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

Mr. Howk, from the same committee, made the following report :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 2, an act creating the Sixteenth Judicial Circuit, and prescribing the times of holding Courts, and the election of judge and prosecuting attorney therein, with instructions to inquire into the constitutionality of the third and fourth sections of the same, to report that they have had the same under consideration, and that they are of the opinion that said third and fourth sections of said bill are unconstitutional; and as another bill for the same purpose is now before the House, the committee recommend that this bill be laid on the table.

Mr. McCaughey moved that the bill and report of the Judiciary Committee be referred to the Committee on the Organization of Courts.

Agreed to.

The Committee on the Judiciary, by Mr. Howk, their Chairman, made the following report :

H. J.—12

MR. SPEAKER:

I am instructed by the Judiciary Committee, to whom was referred the following resolution, to-wit:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of so amending the collection laws so as to give Justices of the Peace exclusive original jurisdiction in all suits founded on contract or tort, where the debt or damages claimed does not exceed twenty dollars, and that the parties litigant have no right of appeal where the judgment obtained does not exceed ten dollars;

To report that they have had the same under consideration, and that they deem further legislation on the subject inexpedient.

The report was concurred in.

The Committee on the Judiciary made the following report:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred a resolution instructing them to inquire into the expediency of reporting a bill so amending the election laws of this State as to confer upon the volunteers now in the service of the United States the right of voting for State and county officers at all elections held therefor;

To respectfully report that they have had the same under consideration, and that they are of the opinion that such a law would be unconstitutional.

Concurred in.

The Committee on the Judiciary made the following report:

MR. SPEAKER:

I am instructed by the Judiciary Committee, to whom was referred the following resolution, to-wit:

Resolved, That the Judiciary Committee be instructed to inquire into the expediency of collecting costs off of the complainant in criminal prosecutions, when it is evident that the complaint was made through malice or spite, and in the absence of conviction, spite or malice, that the State pay the costs, and that they report by bill, or otherwise;

To respectfully report that they have had the same under consideration, and that they deem further legislation on the subject inexpedient.

The report was concurred in.

The Committee on Engrossed Bills, by Mr. Lasselle, their Chairman :

MR. SPEAKER:

The Committee on Engrossed Bills have carefully examined and compared engrossed House bill No. 18, with the original bill, and find that the same has, in all respects, been accurately and correctly engrossed.

Concurred in.

RESOLUTIONS OF THE HOUSE.

By Mr. Howk :

Resolved, That the Doorkeeper be instructed to furnish the Committee on the Judiciary with one copy of Gavin & Hord's Statutes of Indiana, and one copy of the Session Acts of 1860 and 1861, for use in the committee rooms.

Adopted.

By Mr. Jones :

Resolved, That the Committee on Roads be requested to inquire into the expediency of so amending the 25th section of an act authorizing the construction of plank, McAdamized, and gravel roads, approved May 12th, 1852, so that the stockholders, instead of the Directors, be made individually responsible for the debts of the company, and so as to enable a majority of the Stockholders to levy a tax on the joint stock of the company for the purpose of making all necessary repairs, and report by bill, or otherwise.

Adopted.

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of making a provision by law for some compensation to Justices of the Peace, for services rendered by them in criminal cases when the defendant is acquitted, or if convicted, when he is wholly unable to pay costs; also into the expediency of

making some provision for compensation to Constables in similar cases, and that said committee report by bill, or otherwise.

Adopted.

By Mr. Richardson :

Resolved, That the Committee on the Judiciary be requested to inquire whether any legislation can be had making rolling stock of railroads liable to attachment for cattle, and other live stock, killed by trains along railroad lines, and report by bill, or otherwise, at their earliest convenience.

Adopted.

A message from the Senate, by Mr. Vawter, their Secretary :

Mr. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Senate bill No. 10, entitled as follows :

A bill to amend section nine of an act of amendment, approved March 9, 1861, of an act approved February 12, 1855, amending section second of an act concerning the organization of voluntary associations, and repealing former laws in reference thereto ;

In which the concurrence of the House is respectfully requested.

By Mr. Harney :

WHEREAS, The Governor's message and accompanying documents are not in the possession of this House :

AND WHEREAS, They have been communicated to the Senate, and have been by that body ordered to be printed.

Resolved, That the Clerk of the House be ordered to have printed, for the use of this House, one thousand copies each of the documents which accompanied the Governor's message to the Senate.

Adopted.

By Mr. Roberts :

Resolved, That the Adjutant General be requested to lay before

the House, at the earliest day practicable, a statement showing—

1st. The number of companies in each county, organized under the military law of the State, that are entitled to compensation by reason of their having been engaged, by order of the Governor, in active military duty during the years 1861 and 1862, in protecting the southern border from invasion.

2d. The names of the commissioned and non-commissioned officers (giving their rank,) belonging to each of said companies.

3d. The number of men in each of said companies.

4th. The length of time each of said companies were on active duty.

Adopted.

Mr. Kendrick offered joint resolution No. 19,

Which was read the first time, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Niblack :

House bill No. 86. A bill to provide for the publication of notice of the pendency of a civil action as against persons whose residence is unknown.

The bill was read, and passed to a second reading.

By Mr. Newman:

House bill No. 87. A bill defining what shall constitute an assault, and prescribing the punishment therefor;

Was read and passed to a second reading.

By Mr. Milroy:

House bill No. 88. A bill to amend the fifth section of an act entitled "an act to prevent the issuing and circulation of unauthorized paper currency, and prescribing penalties for the issuing or failure to redeem any such currency, and to punish the putting away of broken bank notes or notes of banks which have suspended specie payment;"

Was read the first time.

Mr. Milroy moved that the rule be suspended, and that the bill be read a second time now.

The question being on the suspension of the rules,

Those who voted in the affirmative were—

Messrs.	Given,	Kemp of D.,	Priest,
Anderson,	Griffith,	Lamb,	Richardson,
Baker,	Hall,	Lemmon of S.,	Ryan,
Blocher,	Hetfield,	Marshall,	Shaffer,
Brown,	Higgins,	Mason,	Tarkington,
Budd,	Holcomb,	Milroy,	Van Buskirk,
Beyerle,	Howell,	Mutz,	Veach,
Chambers,	Howk,	Niblack,	Waterman,
Collins,	Humphreys,	Osborne,	Williams,
Cook,	Johnson,	Packard,	Woodruff,
De Bruler,	Jones,	Pendleton,	Mr. Speaker—44.
Ferris,			

Those who voted in the negative were—

Messrs.	Hanna,	Lasselle,	O'Brien of H.,
Abbett,	Hardin, of P.,	Leeds,	O'Brien of M.,
Cason,	Hershey,	Lemmon of H.,	Perry,
Davis,	Harney,	McCaughey,	Reitz,
Donaldson,	Hostetter,	Morgan,	Rippey,
Forrester,	Howard,	Mustard,	Robinson,
Garvin,	James,	Newman,	Shoaff of Jay,
Gregg,	Kendrick,	Noyes,	Wolfe—33.
Gregory,	Kilgore,		

So the rule was not suspended, and the bill passed to a second reading.

By Mr. Hershey :

House bill No. 89. An act to amend the twentieth section of an act entitled an act providing for the election and appointment of supervisors of highways.

Which was read, and passed to a second reading.

By Mr. Lamb :

House bill No. 90. An act to authorize persons owning real estate situate in counties in which they do not reside, to pay the taxes levied on such real estate to the Treasurer of State.

Was read, and passed to a second reading.

By Mr. Given :

House bill No. 91. An act to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad company in this State, and to enforce the collection of judgments rendered on account of the same, and to repeal all laws inconsistent therewith ;

Was read the first time, and passed to a second reading.

By Mr. Hardin of Perry :

House bill No. 92. An act in relation to the collection of delinquent taxes by county treasurers ;

Was read, and passed to a second reading.

The Speaker laid before the House a communication from the Governor in reference to the amount of money received from persons conscientiously opposed to bearing arms.

Mr. Brown moved to refer the communication to the Committee on the Judiciary, with instructions to report the necessary legislation.

Agreed to.

Mr. Packard, by the consent of the House, offered the following resolution :

Resolved, That the name of Mr. Higgins, of La Porte county, be added to the Committee on the Affairs of the State Prison North.

Adopted.

Mr. Higgins, by consent of the House, offered

Joint resolution No. 20. A joint resolution insturcting our Senators, and requesting our Representatives in Congress, to endeavor to procure an appropriation for the improvement of the harbor at Michigan City.

Which was read the first time, and passed to a second reading.

ORDERS OF THE DAY.

On motion of Mr. Anderson, the House took up the resolution in relation to the Brevier Legislative Reports.

Mr. Griffith moved that the further consideration of the resolution be deferred till Tuesday next, at nine o'clock, A. M., and made the special order for that hour.

Agreed to.

Mr. Higgins moved that a Select Committee of five be appointed to ascertain the cost of said reports, and that they report on Monday next.

Agreed to.

The Speaker appointed Messrs. Higgins, Packard, Griffith, Waterman and Anderson, said committee.

Mr. Waterman offered the following as instructions to the committee, which were adopted :

Amend, so as to require that all bills of the House, which are ordered to be engrossed, be printed in full, and placed on the desks of members by the door-keeper, as soon as possible after the order for engrossment.

Senate bill No. 10. A bill to amend section nine of an "Act of amendment, approved March 9, 1861, of an act, approved February 12, 1855, amending section second of an act concerning the organization of voluntary associations, and repealing former laws in reference thereto ;

Was read the first time, and passed to a second reading.

HOUSE BILLS ON SECOND READING.

House bill No. 45. An act in relation to the contracts of landlords and tenants, and those holding under them ;

Was read the second time, and referred to the Committee on the Rights and Privileges of the Inhabitants of the State.

House bill No. 46. An act to repeal the eighteenth section of an act entitled an act regulating descents and the appointment of estates, approved May 14, 1852 ;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 47. A bill to legalize the acts of certain civil officers in this State, who have entered the military service of the

United States, and whose duties have been discharged by deputies during their absence.

Referred to the Committee on the Judiciary.

House bill No. 48. An act to prohibit Judges of the Common Pleas' Courts of this State, from practicing as attorneys in any of the inferior courts within their districts respectively.

Referred to the Committee on the Judiciary.

House bill No. 49. A bill to amend the fourth and sixth sections of an act entitled an act prescribing the powers and duties of Coroners, approved May 27, 1852.

Referred to the Committee on County and Township Business.

House bill No. 50. A bill requiring rail road companies in the State of Indiana, to keep on hand, and furnish, on reasonable notice being given by persons offering to ship live stock or other freights over their rail roads, or to or from any station or place of shipment thereon, a sufficient number of locomotives, freight cars, and other rolling stock, to transport such freights, without delay, and making companies, failing to furnish transportation, liable for damages resulting from such failure.

Referred to the Committee on Corporations.

House bill No. 51. An act amendatory of the first section of an act entitled an act to exempt property from sale in certain cases.

Referred to the Committee on the Rights and Privileges of the Inhabitants of the State.

House bill No. 52. A bill to amend the law in relation to marriages, and authorize County Recorders to issue licenses therefor.

Referred to the Committee on Fees and Salaries.

Mr. Lamb moved to instruct the committee to inquire into the propriety of reporting an additional section providing for the transfer of marriage records from the Clerk's office to the Recorder's office.

Agreed to.

Mr. O'Brien of Hamilton, moved to further instruct the committee to inquire into the expediency of reporting a section authorizing the Recorder to administer the necessary oaths.

Agreed to.

Mr. O'Brien of Hamilton, by consent of the House, offered the following:

Resolved, That when this House adjourns, it shall adjourn until Monday next, at 10 o'clock A. M.

Adopted.

House bill No. 53. A bill requiring all corporations formed, or which may hereafter be formed, for the purpose of constructing, owning, controlling, or operating a railroad in the State, to elect three-fourths of the members of their boards of directors from stockholders residents in the State, and offering certain penalties for non-compliance with the provisions of this act.

Referred to the Committee on Corporations.

House bill No. 54. An act to authorize county treasurers to offer lands, delinquent for taxes, for sale at the auditor's office.

Referred to the Committee on the Judiciary.

House bill No. 55. A bill to amend section 1 of an act to exempt property from sale in certain cases, approved Feb. 17, 1852.

Referred to the Committee on the Rights and Privileges of the Inhabitants of the State.

House bill No. 56. An act to provide that road tax shall be worked out before the first day of August, in each year.

Referred to the Committee on Roads.

House bill No. 57. An act to provide that the value of United States Government stamp duties required and used on original process, certificates, bonds, appraisements, deeds of conveyance by sheriff, and on other instruments, shall, in all actions, be taxed and collected as other costs in said action.

Referred to the Committee on the Judiciary.

House bill No. 58. A bill to amend section 80 of the Practice Act of the Revised Code of 1852.

Referred to the committee on the Judiciary.

House bill No. 59. An act to empower sheriffs to offer lands,

and other property for sale on execution, at the door of the clerk's office.

Referred to the Committee on the Judiciary.

House bill No. 60. A bill to amend sections 3, 5, 7, and 9, of an act entitled an act to enforce the 13th article of the Constitution, approved June 18, 1852.

Referred to the Committee on the enforcement of the 13th article of the Constitution.

By consent of the House, Mr. Miller introduced—

House bill No. 93. An act to accept the provisions of an act of Congress entitled, "An act donating public lands to the several States and territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, to assent to the conditions contained in said act, and to appoint a commissioner on the part of the State to receive the land scrip under the grant, and to provide for the sale of such land scrip.

Which was read the first time, and passed to a second reading.

Messrs. Hanna, Miller, and Howard obtained leave of absence.

The House adjourned until 10 o'clock on Monday next.

MONDAY, 10 O'CLOCK, A. M., }
January 26, 1863. }

The House met.

On motion of Mr. Niblack,

The House suspended the order of business and took up bills on their second reading.

House bill No. 61. An act to amend section 33 of an act entitled "An act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State

of Indiana, for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, treasurers and auditors, and of the Treasurer and Auditor of State;

Was read the second time, and referred to the Committee of Ways and Means.

House bill No. 62. An act repealing section 28, of chapter 6, of the act defining felonies, and prescribing punishment therefor, approved June 10, 1852, and defining the crime of arson, and prescribing punishment therefor, and punishment for any injury to any person resulting from arson;

Was read the second time and referred to the Committee on the Judiciary.

House bill No. 63. An act providing for the taxing of dogs, and for the payment of damages sustained in the maiming or killing of sheep by dogs, and providing penalties for the violation of any of the provisions of said act, by officers and others, and also repealing an act to license dogs, approved March 11, 1861;

Was read the second time.

Mr. Cass offered the following amendment:

Amend by striking out the word "otherwise," in the sixth line of the first section, and insert the word "affirmation" in lieu thereof.

The bill and amendment were referred to the Committee on Agriculture.

House bill No. 64. A bill to amend section seventeen of an act entitled an "act regulating descents, and the apportionment of estates," approved May 14, 1852;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 65. An act for the relief of Alpheus C. Stanton;

Was read the second time, and referred to the Committee on Claims.

House bill No. 66. An act to amend the act entitled "an act to incorporate the Wabash Navigation Company," approved January 13, 1846, and to authorize the said company to raise money when necessary, to make repairs on their works;

Was read the second time, and referred to the Committee on Corporations.

House bill No. 67. An act to amend an act entitled an act regulating the interest, regulating money, &c.;

Was read the second time.

Mr. Wolfe offered the following amendment:

Amend by inserting in the recital the title section five for section four.

The bill and amendment were referred to the Committee on the Judiciary.

House bill No. 68. An act entitled "an act to amend the twenty-second section of an act entitled 'an act defining misdemeanors, and prescribing punishmenttherefor;'"

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 69. An act regulating the duties of the State Librarian;

Was read the second time, and referred to the Joint Committee on the Library.

House bill No. 70. A bill to amend section six of an act entitled an act regulating the granting of divorces, nullification of marriages, and decrees and orders of courts thereto, approved May 13, 1852;

Was read the second time, and referred to the Committee on the Organization of Courts.

House bill No. 71. An act to amend section one hundred and thirty-seven of an act entitled "an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors and appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852;

Was read the second time, and referred to the Committee of Ways and Means.

House bill No. 72. An act to amend an act entitled "an act

defining misdemeanors and prescribing punishment therefor," approved June 14, 1852;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 73. A bill to repeal an act to ascertain the amount of the fees and salaries of certain officers, and to provide punishments for a violation of its provisions;

Was read the second time, and referred to the Committee on Fees and Salaries.

House bill No. 74. An act to authorize the several boards of county commissioners to purchase ground and erect monuments to deceased soldiers;

Was read the second time.

Mr. Packard offered the following amendment:

Amend by adding after the last word in section one the following: "And the wicked and designing Abolitionists of the North."

Mr. Tarkington offered the following:

Amend by striking out of section one the following words, to-wit: "Brought on the country by the corrupt rebel leaders of the South." And that the amendment offered by Mr. Packard lie on the table.

The bill and amendments were referred to the Committee on Military Affairs.

House bill No. 75. An act to provide for the inspection of petroleum oils for illuminating purposes, making and branding the same; prescribing penalty for selling without inspection, or for falsely branding the cask, package, or barrel containing the same, or for violating any of the provisions of this act; for the appointment of inspectors and deputies, prescribing duties and terms of office, and imposing penalties for inspectors or deputies trading in any article they are appointed to inspect;

Was read the second time, and referred to the Committee on the Judiciary.

On motion of Mr. Packard,

The communication from the Governor in reference to the Mili-

tary Contingent Fund was taken from the table, and one thousand copies ordered to be printed for the use of the House.

House bill No. 76. A bill to compel railroads as common carriers to carry freight;

Was read the second time, and referred to the Committee on Railroads.

House bill No. 77. A bill erecting the Sixteenth Judicial Circuit, providing for a judge thereof; making all process returnable thereto; fixing the commencement and length of terms of Courts; and attaching the county of Huntington to the Tenth Judicial Circuit;

Was read the second time, and referred to a select committee of seven.

The Speaker appointed Messrs. Griffith, Bird, Beyerle, Collins, Noyes, Rippey, and McCaughey said committee.

House bill No. 78. An act to enable the owners of wet lands to drain and reclaim them, where the same can not be done without affecting the lands of others;

Was read the second time, and referred to the Committee on County and Township Business.

House bill No. 79. An act to prohibit clerks of the Circuit Court and the Courts of Common Pleas, and their deputies, from practicing law in any of the Courts of which they are clerks, &c.;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 80. An act to exempt vendors of real and personal property, sold and transferred on the first day of the year, from assessment for taxation or liability to the payment of taxes on the same;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 81. An act to amend the first section of an act entitled "an act to organize a Supreme Court, and prescribing certain duties of the judges thereof," approved May 13, 1852, and to district the State for the purpose of electing five judges of the Supreme Court;

Was read the second time, and referred to the Committee on the Organization of Courts.

House bill No. 82. An act to amend the first section of an act to amend an act entitled "An act to amend the sixth section of an act providing for the organization of County Boards, and prescribing some of their powers and duties, which first above mentioned act was approved June 17, 1852; that said second mentioned act was approved February 16, 1859; which said last mentioned act was approved March 9, 1861;

Was read the second time, and referred to the Committee on County and Township Business.

House bill No. 83. An act to amend the twenty-first section of an act prescribing the powers and duties of Justices of the Peace in State prosecutions, and to enable Justices to obtain mileage in making returns, approved March 1, 1855, and prescribing a penalty for neglecting to perform the duties therein required;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 84. An act entitled an act to repeal the eighteenth section of an act entitled an act regulating descents, and the apportionment of estates;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 85. To amend section five of an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquor, approved March 5, 1859;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 86. A bill to provide for the publication of notices of the pendency of a civil action, as against persons whose residence is unknown;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 87. A bill defining what shall constitute an assault, and prescribing the punishment therefor;

Was read the second time.

Mr. Gregory moved to amend as follows :

Section two. Justices of the Peace shall have exclusive jurisdiction to hear and determine offences named in the first section of this act.

The amendment was adopted.

The bill as amended was referred to the Committee on the Judiciary.

House bill No. 88. A bill to amend the fifth section of an act entitled "An act to prevent the issuing and circulation of unauthorized paper currency, and prescribing penalties for the issuing or failure to redeem any such currency, and to punish the putting away of broken bank notes, or notes of banks which have suspended specie payment ;"

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 89. An act to amend the twentieth section of an act entitled an act providing for the election and appointment of supervisors of highways ;

Was read the second time, and referred to the Committee on Roads.

House bill No. 90. An act to authorize persons owning real estate, situated in counties in which such owners do not reside, to pay the taxes thereon to the Treasurer of State ;

Was read the second time, and referred to the Committee on the Judiciary.

House bill No. 91. An act to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any rail road company in this State, and to enforce the collection of judgments rendered on account of the same and to repeal all laws inconsistent therewith ;

Was read the second time.

Mr. Harney offered the following amendment, which was adopted :

And provided it shall be found, upon trial, that the owner of such animal has been guilty of gross negligence in suffering said stock, or animals, to run at large, or shall be killed at the crossing

of any highways, the said owner shall be liable, in the descretion of the court and jury, for damages.

The bill as amended was referred to the Committee on the Judiciary.

House bill No. 92. An act in relation to the collection of delinquent taxes by County Treasurers;

Was read the second time.

Mr. Lamb offered the following amendment, which was adopted:

Amend by striking out of the first section the words "whenever found within your township," and insert in lieu thereof, the words "whenever found within your county."

The bill as amended was referred to the Committee on County and Township Business.

House bill No. 93. An act to accept the provisions of an act of Congress entitled "an act donating public lands to the several States and territories, which may provide colleges for the benefit of agriculture and the mechanic arts, approved July 2, 1862, to assent to the conditions contained in said act, and to appoint a commissioner on the part of the State to receive the land scrip under the grant, and to provide for the sale of such land scrip;"

Was read the second time, and referred to the Committee on Agriculture.

Mr. Blocher, by consent of the House, offered the following resolution:

Resolved, That the members of this General Assembly now in session, be requested to visit the Legislature of the State of Kentucky, and have a general expression on the subject of the war, and to meet together in council for that purpose.

Mr. Lasselle moved to amend as follows:

Strike out all after the word "resolved," so as to read:

Resolved, by the House, (the Senate concurring,) 1st. That the members of this General Assembly will, as a body, visit the General Assembly of the State of Kentucky, on the 18th proximo, should the same be acceptable to the gentlemen composing that body.

2d. *Resolved*, That the President of the Senate and the Speaker of the House be, and they are hereby requested to communicate the foregoing resolution to the presiding officers of the General Assembly of the State of Kentucky.

Mr. Lamb moved to amend by striking out the words after "the Senate concurring," and insert in lieu thereof, that the members of the Legislature of the State of Kentucky be and they are hereby invited to visit in a body this General Assembly, and confer with us upon the present distracted condition of the country.

Mr. Niblack moved to refer the resolution to the Committee on Federal Relations.

Mr. Lasselle moved that the further consideration of the resolution be postponed until Wednesday next at three o'clock P. M., and be made the special order for that hour.

Agreed to.

On motion,

The House adjourned until two o'clock P. M.

2 O'CLOCK P. M.

House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Given:

A petition in relation to the better protection of stock along the line of railroads.

Referred to the Committee on the Judiciary.

By Mr. Woollen:

A petition from the citizens of Johnson county, on the subject of negro immigration.

Referred to the special committee on that subject.

The Speaker laid before the House a communication from Lewis Bollman, in relation to the grant of land for agricultural colleges.
Referred to the Committee on Agriculture.

REPORTS FROM STANDING COMMITTEES.

Mr. Howk, chairman of the Committee on the Judiciary, made the following report:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred the following resolution:

Resolved, That the Committee on the Judiciary be requested to inquire as to the constitutionality of the law requiring every voter to be a resident of the township ten or more days before he is entitled to vote.

To report that they have had the same under consideration, and that they are of the opinion that such a law would be unconstitutional.

The report was concurred in.

By the same, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 54, entitled "an act to authorize county treasurers to offer lands delinquent for taxes for sale at the Auditor's office," to respectfully report that they have had the same under consideration, and they herewith return the same to this house and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

From the same:

MR. SAEAKER:

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 59, entitled an act to empower sheriffs to offer lands and other property for sale on execution at the door of of the clerk's office, to respectfully report that they have had the same under consideration, and they would recommend that the title of said act be amended by adding the words, "in counties

where there are no regular court houses," and when so amended, that the same be passed.

Report concurred in, and the bill ordered to be engrossed.

By the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 6, entitled, "An act to regulate the number of jurors that shall be required to make a verdict in civil suits, and to repeal all laws inconsistent herewith," to respectfully report that they have had the same under consideration, and they are of the opinion that further legislation on the subject therein referred to, would be inexpedient. They therefore recommend that the same be laid upon the table.

The report was concurred in, and the bill was laid upon the table.

From the same committee:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred a resolution instructing them to inquire into the expediency of reporting a bill providing for the preparation and printing of one copy to every one hundred inhabitants of this State, of a revised edition of the law relating to the settlement of decedents' estates, to be sent to the respective county clerks for distribution among executors, administrators, and guardians, to respectfully report, that they have had the same under consideration, and that they are of the opinion that the passage of such a law is inexpedient.

The report was concurred in.

From the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 7, entitled, "An act to amend section 10, of an act entitled 'An act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers, and duties in civil cases,' approved June 9, 1852—approved March 11, 1861, chapter 69, to respectfully report, that they

have had the same under consideration, and they are of the opinion that the passage of the same is inexpedient.

They therefore recommend that the same be laid upon the table.

The report was concurred in, and the bill was laid upon the table.

From the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 4, entitled an act entitled an act to amend the 406th section of an act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, to respectfully report, that they have had the same under consideration, and they recommend that the same be amended by striking out the proviso in the first section thereof, and inserting the words, "or the issuing of execution thereon," immediately after the words "entry of judgment," in the second line of the first section; and when so amended, they recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

From the same committee:

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 15, entitled an act to authorize the Governor to issue a patent to Aaron Foster, for certain Michigan Road Lands, in Laporte county, to report that they have had the same under consideration, and they herewith return it to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER :

I am instructed by the Judiciary Committee, to whom was referred House bill No. 22, entitled an act to amend section 27, of

an act entitled "An act regulating the granting of divorces, nullification of marriages, and decrees and orders of Court incident thereto," approved May 13, 1852, to respectfully report that they have had the same under consideration, and they herewith return the same to this House, and recommend its passage.

The report was concurred in, and the bill was ordered to be engrossed.

From the same :

Mr. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred a resolution therein to report by bill or otherwise, a law the subject-matter of which shall be making it a felony to drug spirituous liquors with anything injurious to health, the penalty therefor being imprisonment in the State Prison for a period not less than ten or more than fifteen years; any person adulterating with water any kind of liquors, to be deemed guilty of fraud and swindle, and should be imprisoned in the State Prison for not less than two nor more than five years, and to repeal all laws on this subject, to report the same back to this House, and they recommend that the same be referred to the Committee on Temperance.

The report was concurred in.

By the same :

Mr. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred the following resolution, to-wit :

Resolved, That the Committee on the Judiciary be instructed to inquire whether additional legislation, for the purpose of more effectually enforcing the spirit and intent of the 13th Article of the Constitution, is practicable and expedient; and if so, to report a bill fully embracing such legislation.

To report the same back to the House, and they recommend that the same be referred to the select committee raised by this House to consider the subject-matter therein expressed.

The report was concurred in.

Mr. Humphreys, Chairman of the Committee on Fees and Salaries, made the following report :

MR. SPEAKER:

The Committee on Fees and Salaries, to whom was referred House bill No. 52, introduced by Mr. Morgan, entitled "an act to amend sections 4, 5, 9 and 11 of an act entitled an act declaratory of the law regulating marriages, and enforcing the provisions thereof by proper penalties," approved March 5, 1852, have had the same under consideration, together with the amendments proposed thereto, and direct me to report back to this House that, in the opinion of said committee, further legislation upon the subject is inexpedient, and that said bill and amendments be laid upon the table.

The report was concurred in, and the bill laid upon the table.

By the same :

MR. SPEAKER:

The Committee on Fees and Salaries, to whom was referred House bill No. 9, introduced by Mr. Miller, entitled "an act to repeal an act entitled an act to ascertain the amount of the fees and salaries of the clerks of the Supreme, Circuit, and Common Pleas Courts of this State; of the sheriff of the Supreme Court, and of the various counties in this State; of county auditors, treasurers, and recorders; of circuit and prosecuting attorneys; and to provide punishment for a violation of its provisions;" approved June 3, 1861, have had the same under consideration, and instruct me to report the same back to this House, and recommend its passage.

The bill was ordered to be engrossed.

Mr. Branham presented a report from a select committee raised at the last session of the General Assembly, together with a claim connected with said report.

Mr. Branham moved to refer the report to the Committee on Ways and Means, and to refer the claim to the Committee on Claims.

Agreed to.

Mr. Harney, from a select committee, made the following report:

MR. SPEAKER:

The committee, to whom was referred the concurrent resolution

embodying a memorial to the Legislature of the State of New York, in reference to freights and transportation by railroad and canal through that State, have had the same under consideration, and a majority of the committee have directed me to report the same back and recommend its passage.

The report was concurred in, and the resolution adopted.

RESOLUTIONS OF THE HOUSE.

By Mr. Packard:

WHEREAS, The Drafting Commissioner for the State of Indiana has collected from conscientious exempts a large sum of money, and deposited the same in one of the banks of this city to await legislation from this General Assembly; therefore,

Resolved, That the Committee on Military Affairs be instructed to inquire whether such money has been collected according to law; and if it shall be found to have been so collected, that said committee be instructed to report a joint resolution authorizing the distribution of said funds for the benefit of the sick and wounded soldiers, destitute widows and orphans of deceased soldiers, and destitute families of those now in the service of their country from this State; and that said joint resolution shall further authorize a committee of five to be raised, three on the part of the House and two on the part of the Senate, whose duty it shall be to take charge of and distribute said funds as in said joint resolution shall be provided; but if it shall be found that said money, or any part thereof, has been unlawfully collected, that said Draft Commissioner be authorized and commanded to return the same, or so much thereof as shall have been unlawfully collected, to the persons from whom the same has been collected.

Adopted.

By Mr. Brown:

Resolved, That his excellency, the Governor, be requested to inform this House, at an early day, of the whole number of arms and whole amount of munitions of war, of every description, now on hand, belonging to this State. The whole number of arms and whole amount of munitions of war that have been purchased for the State during his present term of office. What disposition, if any, has been made of the same. If they have been disposed of

either permanently or temporarily. To what person or persons they have been so disposed of. The time at which they were so disposed of. The whole number of arms, and the whole amount of munitions of war that each person or persons has received, and for what purpose each person or persons received the same.

Adopted.

By Mr. Bird:

Resolved, That the account of Byron D. Angell, against the State of Indiana, for services performed under the order of the committee appointed, at the last session of the General Assembly of this State, to investigate the affairs of the Northern State Prison, be referred to the Committee on Claims, and that said committee be instructed to inquire into the correctness and validity of the same, and to report to this House.

Adopted.

By Mr. Humphreys:

WHEREAS, The Constitution of this State provides: "All bills or notes issued as money shall be, at all times, redeemable in gold or silver, and no law shall be passed sanctioning, directly or indirectly, the suspension, by any bank or banking company, of specie payments," and

WHEREAS, The law establishing the "Bank of the State of Indiana," passed March 3, 1855, provides that said Bank shall not, at any time, suspend or refuse payment, in gold or silver, of any of its notes, bills or obligations; and

WHEREAS, The various branches of said Bank, have, at divers times, refused to redeem its notes and bills in gold or silver, therefore;

Resolved, That the Committee on the Judiciary be and they are hereby instructed to inquire whether or not, in such refusal, said Bank has violated its charter, and to report the result of their deliberations to this House.

Adopted.

By Mr. Packard:

WHEREAS, Section seven of article eleven of the Constitution of the State of Indiana, reads as follows: "All bills or notes issued as money shall be, at all times, redeemable in gold and silver, and no law shall be passed sanctioning, directly or indirectly, the suspension by any bank or banking company of specie payments;" therefore,

Resolved, That the Committee on the Judiciary be instructed to inquire and report, at their earliest convenience, whether the Bank of the State of Indiana has not, by refusing to redeem its notes in gold and silver, and instead thereof redeeming them in United States Treasury Notes, violated the Constitution of the State, and worked a forfeiture of its charter.

Adopted.

By Mr. Johnson :

WHEREAS, On the 9th day of December, 1862, many tracts of land, mortgaged to the Sinking Fund, belonging to Indiana Soldiers, were sold for much less than their value; and whereas according to the present law, in sixty days from that time the rights of redemption is ended: therefore,

Be it resolved, By the House of Representatives, the Senate concurring, that all Indiana Soldiers in the service of the United States, and the widows of deceased soldiers, have one year to redeem such lands by paying all costs accruing from such sale.

Mr. Niblack moved to refer the resolution to the Committee on the Judiciary, with instructions to inquire, and if they deem it necessary to report the legislation contemplated by it.

Agreed to.

By Mr. Newman :

Resolved, That the Committee on the Rights and Privileges of the Inhabitants of the State be instructed to inquire into and ascertain whether any further legislation is necessary, and if so, what kind, to prevent boys and others, while hunting game or berries, from destroying or injuring grain stacks or crops growing in the field, and report by bill or otherwise.

Adopted.

By Mr. Waterman :

WHEREAS, The revenue laws of the State require each tax payer to make out a list of his taxable property, and to fix the valuation of the same for taxation, thereby giving the unprincipled man an opportunity to defraud the revenue, and his more conscientious neighbor, who puts upon his property its true cash value; therefore, be it

Resolved, That the Committee on County and Township Business be instructed to inquire into the propriety of providing by law, that each tax payer be required to make out a list of his taxable property, under oath, and require the assessor to appraise the same; and said committee report by bill or otherwise.

Adopted.

By Mr. Shaffer:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of a law authorizing Boards of County Commissioners to donate out of the county treasury, to railroad companies, a sufficient amount of money to complete any unfinished railroads running through any county, and report at their earliest convenience, by bill or otherwise.

Adopted.

By Mr. Packard:

WHEREAS, It is a notorious fact, that through the ignorance, unskillfulness, neglect, and inhumanity of very many of the surgeons in charge of our Indiana troops, a vast amount of suffering, misery, and death, has been entailed upon our brave soldiers in the field; therefore,

Resolved, That the Committee on Military Affairs be instructed to inquire if there be not some legislation necessary to protect our soldiers from these grievous wrongs, and for the future to prevent the appointment of men to that position merely for political ends, and without any reference to their qualifications or fitness; and that they report the same, by bill or otherwise.

Adopted.

The Speaker laid before the House the following communication from the Auditor of State:

Hon. Speaker of the House of Representatives:

SIR,—In obedience to a resolution of the honorable body over

which you preside, I have already laid before the House all the reports of salaries and fees sent to this office, up to the date of my report, to-wit, January 19, 1863.

I have since received an additional number, which I now lay before the House, with an abstract of the same hereto attached.

Very respectfully,

A. LANGE,
Auditor of State.

Abstract of Reports.

Prosecuting Attorney, 3d Judicial District.
 Adams County—Auditor, Treasurer, Sheriff.
 Boone County—Recorder.
 Dearborn County—Auditor.
 Gibson County—Auditor, Recorder.
 Jefferson County—Recorder, Clerk.
 Laporte County—Treasurer, Clerk.
 Lawrence County—Clerk, Sheriff.
 Marshall County—Treasurer.
 Noble County—Recorder, one for 1861, and one for 1862.
 Orange County—Clerk.
 Parke County—Treasurer.
 Sullivan County—Sheriff, Recorder, Clerk, Auditor, and Treasurer.
 Vigo County—Sheriff, Clerk, Recorder.
 Washington County—Clerk.
 Howard County—Recorder.
 Vanderburgh County—Sheriff.
 Vermillion County—Clerk.
 Jefferson County—Auditor.

The communication was referred to the Committee on Fees and Salaries.

Mr. Humphreys, from the Committee on Fees and Salaries, made the following report:

WHEREAS, A resolution has been adopted by this House, requiring the Committee on Fees and Salaries to make and report to this House an abstract of all the fees and salaries of the different State and county officers of the State of Indiana; therefore,

Resolved, That the Committee on Fees and Salaries be authorized to employ a clerk to prepare said abstract, and that while said clerk shall be so employed, he shall receive the same fees as are allowed to other clerks of this House.

The report was concurred in, and the resolution adopted.

Mr. Pendleton, from the Joint Committee on the Library, made the following report:

The Joint Committee on the State Library, to whom was referred "an act regulating the duties of the State Librarian," would respectfully report that they have had the same under consideration, and would respectfully report that they recommend the passage of the following amendments, viz:

After the last clause of the first section insert the following words: "Section 2. Any persons guilty of a violation of the provisions of this act, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined in the sum of twenty-five dollars."

The report was concurred in, and the bill ordered to be engrossed as amended.

BILLS INTRODUCED.

By Mr. Niblack:

House bill No. 94. An act to authorize railroad companies incorporated by other States, and with their terminus at the boundary line of the State of Indiana, to acquire the right of way, and to construct and extend their roads so as to make connections with railroads in the State of Indiana, and also to acquire and hold the necessary real estate for side tracks, switches, depot buildings, machine shops and stock yards.

The bill was read and passed to a second reading.

By Mr. McCaughey:

House bill No. 95. An act to fix the time of holding the courts of common pleas in the counties of Adams, Wells, Huntington, and Allen, and the duration of the terms thereof, and making all process from the present common pleas court returnable to such terms, and declaring when this act shall take effect.

The bill was read the first time.

Mr. McCaughey moved that the rule be suspended, and the bill read a second time now.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Griffith,	Leeds,	Priest,
Abbett,	Hall,	Lemmon of H.,	Puett,
Anderson,	Hardin of P.,	Lemmon of S.,	Reitz,
Atkison,	Harney,	Marshall,	Richardson,
Baker,	Hetfield,	Mason,	Rippey,
Bird,	Hershey,	McCaughey,	Robinson,
Blocher,	Higgins,	Milroy,	Roe,
Branham,	Holcomb,	Morgan,	Shaffer,
Budd,	Hostetter,	Mustard,	Shoaff of Jay,
Cason,	Howell,	Mutz,	Stone,
Cass,	Howk,	Newman,	Tarkington,
Chambers,	James,	Niblack,	Van Buskirk,
Cook,	Jones,	Noyes,	Veatch,
Davis,	Kemp of Dubois,	O'Brien of H.,	Waterman,
DeBruler,	Kemp of Vigo,	O'Brien of M.,	Williams,
Donaldson,	Kilgore,	Osborne,	Wolfe,
Forrester,	Lake,	Packard,	Woodruff,
Garvin,	Lamb,	Pendleton,	Woollen,
Gregg,	Lasselle,	Pettibone,	Mr. Speaker—76.
Gregory,			

Those who voted in the negative were—

Messrs. Beyerle and Ferris—2.

So the rule was suspended, and the bill was read the second time, and ordered to be engrossed.

By Mr. Budd:

House bill No. 96. An act to amend the seventieth section of the law regulating the assessment of taxes.

The bill was read and passed to a second reading.

Mr. Packard, by consent of the House, offered the following resolution, which was adopted:

Resolved, That the President of the Board of Commissioners of the Indiana Hospital for the Insane be requested to report to this house at the earliest possible moment, the disposition made of the two thousand dollars appropriated at the special session of the General Assembly in 1861, and whether the said appropriation was consumed in the purchase of coal for the fiscal year ending October 31, 1862, and for the succeeding year, as contemplated by the law.

On motion,
The House adjourned until to-morrow, at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
January 27, 1863. }

House met.

The Journal was read and approved.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill thereof:

Senate bill No. 47. A bill to fix the times of holding the courts of common pleas in the twentieth judicial district of the State of Indiana, and repealing former laws on the subject, and declaring when this act shall take effect.

In which the concurrence of the House is respectfully requested.

The following protest, presented by Mr. Griffith, was ordered to be entered on the Journal of the House:

The undersigned members of this House beg leave to offer the following *protest* against the passage of the resolution embodying a memorial from the Legislature of Indiana, to the Legislature of New York, for the following reasons: Said memorial contains not

only matter of a commercial nature, respecting freight and transportation of merchandise, but also sentiments and expressions believed by the undersigned to be not only foreign to the subject matter of said memorial, but also politically unwise and incorrect in conclusion, and not indorsed, and should not be by this General Assembly.

The undersigned beg leave to urgently protest against, and dissent from the expression of sentiment in the latter part of said memorial, which are contained in the following words :

“ So long as such States as yours (meaning the State of New York), battle with equal zeal against anarchy among the members of the Government, and the centralized monopoly of power in the hands of its executive, you have our earnest sympathy.”

If this language is meant to convey an abstract protest against despotic power, all citizens of this Republic might agree therewith. If on the other hand it is a political volley fired by a Democratic battery at the President of the United States, and designed to convey the impression that our present National Administration is in theory and practice, despotic in character, and deliberately purpose to take from any State, or from the people, any rights guaranteed by the Constitution of the United States, we respectfully dissent from that part of the memorial, being well assured that the Chicago platform, upon which the present National Administration was carried into power, did honestly convey to the public mind the sentiments and purpose of the party now in power, wherein it declares “that the maintenance inviolate of the rights of the States, and especially the right of each State to order and control its own domestic institutions according to its own judgment exclusively, is essential to that balance of power on which the perfection and endurance of our political fabric depends.”

Further, we also believe and assert that the present National Administration has endeavored to seek, not only the restoration of the Union and the supremacy of the Constitution, but also the maintenance of all State rights, for proof of which we call attention to the language of the President of the United States, in his memorable letter to Horace Greeley, wherein he declared that his “paramount object was to restore the Union the shortest way under the Constitution;” to save it without touching slavery at all.

On the other hand, to save, if it became necessary in so doing, by freeing a part thereof or to save it by freeing all of the slaves. The restoration of the Union being thus the alpha and the omega of the desire of the President. Now, if it be the purpose of the memorial to charge upon the Executive of the United States, "*centralized monopoly of power in the hands of the Executive*," because of political arrests, or the issuance of the proclamation; we respectfully submit the following extract from a speech of James Buchanan, in the United States Senate, upon the bill indemnifying General Andrew Jackson, for a fine assessed by Judge Hall upon him, by reason of the declaration of martial law at New Orleans by General Jackson, as pertinent now. The language of Mr. Buchanan is as follows:

"We did not contend, strictly speaking, that General Jackson had any constitutional right to declare martial law at New Orleans. It had never been contended on this floor that a military commander possessed the power, under the Constitution of the United States, to declare martial law; we placed the argument not upon the ground of strict Constitutional rights, but of such an overruling necessity as left General Jackson no alternative between the establishment of martial law, or the sacrifice of New Orleans to the rapine and lust of the British soldiery.

In the history of every nation at war, cases might occur of such extreme and overpowering necessity, that in order to save the country, a military commander might be compelled to resort to the establishment of martial law."

The following extracts from a minority report made upon the same subject by Robert J. Walker, bears upon the subject matter of the memorial, and at this period is well worthy of attention. Mr. Walker uses the following forcible and explicit language:

"The majority, in the opinion of the undersigned, arraigns the conduct of General Jackson as subversive of the Constitution of the United States. The undersigned submits that in time of war, and of imminent public danger, it may be the duty of the military commander to arrest those regarded as traitors, spies or mutineers, within the limits of his camp. The law which justified the act was the *great law of necessity*; it was the law of defence of self, home, and of country, and never was designed to be abrogated by

any statute, or by any constitution. The same overruling necessity which justified the arrest would require the detention of the prisoner until the emergency had passed." Now, your protestants submit that if there ever was a great overpowering necessity in order to save the country, does it not now exist in the strongest and most ample sense? Did imminent public danger, so overwhelming and portentous, ever threaten our country? suggesting to this honorable body and the rest of mankind, the parallel state of circumstances, the great overruling necessity of the present, as well as of the past; we ask the question in candor, if the doctrines and sentiments quoted from the highest Democratic authority of the recent past is not applicable to the tremendous emergencies of this hour? For these and other reasons we protest against the memorial, or that part of it quoted in this protest, and we do hereby, not only by the doctrines of the past, but by the memories thereof, also call upon every citizen of this once prosperous, but now agonized and bleeding nation, to stand shoulder to shoulder in upholding the tottering temple of liberty, in strengthening the hands and hearts of the rightful authorities of the State and Nation, in saying to the spirit of anarchy in our own midst, *peace be still*, and thereby hastening the advent of peace, and hope, and union upon this our loved, but weeping and distracted country. Let us one and all endeavor to save a nation which has been, and we hope ever will be, a beacon light to the world, and the custodian of the ark of civil and religious liberty.

Francis P. Griffith,	H. J. Beyerle,	R. B. Perry,
W. H. Kendrick,	B. F. Gregory,	J. M. Leeds,
L. A. Cass,	Samuel Mustard,	Paris Robinson,
James O'Brien,	J. N. Hershey,	C. Budd,
A. Anderson, Jr.,	Robert N. Lamb,	H. James,
D. C. Branham,	Oliver F. Jones,	John L. Stone,
John Roe,	John A. Moorman,	J. C. Marshall,
E. B. Newman,	E. B. Noyes,	J. J. Johnson,
Israel Woodruff,	S. Hostetter,	Chas. D. Morgan,
Timothy Baker,	James Forrester,	Amos Davis,
D. R. Van Buskirk,	A. Kilgore,	D. K. Pettibone.

REPORTS FROM STANDING COMMITTEES.

By Mr. Brown, the Chairman of the Committee on the Organization of Courts:

MR. SPEAKER :

I am requested by the committee, to whom was referred House bill No. 44, entitled, "An act to amend the sixth section of an act to fix the time for holding the Common Pleas Courts in the several counties in this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859 ;"

To report the same back to this House, and respectfully suggest its passage.

The report was concurred in and the bill ordered to be engrossed.

By Mr. Ferris, Chairman of the Committee on Rights and Privileges of the Inhabitants of this State:

MR. SPEAKER :

The Committee on Rights and Privileges of the Inhabitants of the State, to whom was referred the petition of certain citizens of Lawrence county asking for the passage of a law to enforce the 13th article of the Constitution, have had the same under consideration, and herewith report the same back to the House, and recommend that the same be referred to the special committee raised for the consideration of the subject.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on the Rights and Privileges of the Inhabitants of the State, to whom was referred House bill No. 45, an act in relation to the contracts of landlords and tenants, and those holding under them, have had the same under consideration, and would report that they deem further legislation upon that subject unnecessary, and herewith report back the said bill and recommend that it be laid on the table.

The report was concurred in :

By the same :

MR. SPEAKER :

The Committee on the Rights and Privileges of the Inhabitants

of the State, to whom was referred resolution No. 65, instructing the committee to ascertain whether any further legislation is necessary "to prevent boys and others, while hunting game or berries, from destroying or injuring grain stacks or crops growing in the field," have had the same under consideration, and would report that the majority of said committee are of the opinion that it is unnecessary to legislate further upon that subject, as section 13 of an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852; and section 28 of an act defining felonies, and prescribing punishment therefor, approved June 10, 1852, furnishes a complete remedy for all matters embraced in the resolution.

The report was concurred in.

By Mr. Miller, Chairman of the Committee on County and Township Business:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred a resolution "requesting them to inquire into the expediency of making it the duty of Township Assessors to complete the labor of such Assessors, and report to the Board of County Commissioners at their March term, instead of their June term," have had the same under consideration, and have instructed me to report it back to the House, and recommend that it lie on the table, it being the opinion of said committee that such legislation is not expedient.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 27, providing for calling special sessions of Boards of County Commissioners, have had the same under consideration, and have instructed me to report it back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Priest, from the same committee:

MR. SPEAKER:

The committee to whom was referred a resolution instructing said committee to inquire whether it will not be more economical, and secure equality in the assessments, to abolish the office of Township Assessor, and have the assessments made by Assessors, with deputies where necessary, have had the same under consideration, and have instructed me to report it back to this House, it being, in the judgment of said committee, inexpedient to abolish the Township system of assessment.

The report was concurred in.

By Mr. Stone, from the same committee :

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred a resolution "requesting said committee to inquire whether any additional legislation is necessary to authorize county commissioners to pay county bounty out of the county treasury to soldiers enlisting in the United States service under the President's calls," have had the same under consideration, and have instructed me to report that in the opinion of the said committee, no additional legislation is needed, the present law being broad enough.

The report was concurred in.

By Mr. Gavin, chairman of the Committee on Corporations :

MR. SPEAKER:

I have been directed by the Committee on Corporations, to which was referred House bill No. 66, an act entitled an act to amend the act entitled "an act to incorporate the Wabash Navigation Company, approved January 13, 1846, and to authorize the said company to raise money when necessary, to make repairs on their works," to report that they have had said bill under advisement, and to report the same back to the House and recommend its passage.

The report was concurred in.

By Mr. Lasselle, chairman of the Committee on Engrossed Bills :

The Committee on Engrossed Bills have carefully compared engrossed House bills Nos. 9, 15, 31, 54 and 59 with the original bills,

and find that the same have in all respects been accurately and correctly engrossed, and corrected under their direction.

The report was concurred in.

Mr. Brown moved to take from the table the communication from the Governor, in relation to his Annual Message.

Agreed to.

On motion of Mr. Brown,

The communication was referred to a select committee of five. The Speaker appointed Messrs. Brown, Hanna, Branham, Packard and Tarkington said committee.

RESOLUTIONS OF THE HOUSE.

By Mr. Pendleton :

Resolved by the House of Representatives (the Senate concurring), That a Committee on Phraseology be appointed, consisting of six members, three from the House and three from the Senate, to whom shall be referred all bills before their final passage, for correction touching their grammar, orthography and punctuation.

Laid over until to-morrow.

By Mr. Brogan :

Resolved, The Senate concurring, that a committee, consisting of three members of the Senate and three members of the House, be appointed by their respective bodies, to correspond with any committee that may be appointed by the Legislatures of the States of Illinois and Kentucky, with regard to the existing difficulties in the country, and that such committee be authorized to visit the Legislatures of the States of Illinois and Kentucky if, in their judgment, they can thereby better ascertain the sentiments and views of the same, and endeavor, if practicable, to secure uniformity of action between the General Assembly and the Legislatures of said States in relation to the political condition of the country.

The consideration of the resolution was postponed until to-morrow at 3 o'clock, P. M., and made the special order for that hour.

By Mr. Woollen :

WHEREAS, It is desirable that no opportunity should be lost to

cement the bonds of union which result between the loyal States; and,

WHEREAS, The Legislatures of Ohio, Kentucky, and Illinois are now in session, consulting upon the common good, and all have an equal interest in maintaining the Union and preserving the Constitution; and,

WHEREAS, Free intercourse between these bodies might contribute to establish a more perfect friendship and restore the era of good feeling which once existed; therefore,

Resolved by the House of Representatives (the Senate concurring), That the Legislatures of the said States of Ohio, Kentucky, and Illinois, be invited to meet the Legislature of Indiana at Louisville, Kentucky, on the 22d day of February next, there to exchange views upon the condition of our common country, cultivate our relations of friendship and good feeling, and renew our united devotion to the old Union, the old Constitution, and the old flag.

Resolved, That His Excellency, the Governor, be requested to transmit the resolutions to the Governors of the States named, with a request that they lay the same before their respective legislatures.

The resolution was made the special order for 3 o'clock, P. M., to-morrow.

By Mr. Burton:

Resolved, That the Superintendent of Public Instruction be and he is hereby requested to communicate to this House the names of the Trustees of Indiana University, giving the date of the appointment of each, and the time that each has to serve.

Adopted.

JOINT RESOLUTIONS.

By Mr. Puett:

Joint resolution No. 21. A joint resolution in regard to what is known as the Morrill Tariff;

Which was read, and passed to a second reading.

By Mr. Roberts:

Joint resolution No. 22. A joint resolution relative to works of internal improvement by the General Government;

Which was read, and passed to a second reading.

By Mr. Waterman :

Joint resolution No. 23. A joint resolution in reference to the collection of Federal taxes by State revenue officers.

Which was read, and passed to a second reading.

By Mr. Gregory :

A joint resolution for the relief of sick and wounded soldiers ;

Which was read and passed to a second reading.

By Mr. Holcomb :

Joint resolution No. 24, instructing our Senators to oppose the emancipation schemes of President Lincoln ;

Which was read, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Gregory :

House bill No. 97. An act to repeal an act entitled an act to establish courts of conciliation, to prescribe rules and proceedings therein, and compensation of judges thereof, approved June 11, 1852, chapter third of the Revised Statutes of 1852.

The bill was read, and passed to a second reading.

By Mr. Pettibone :

House bill No. 98. An act to legalize the sale of certain Congressional School lands.

The bill was read, and passed to a second reading.

By Mr. Miller :

House bill No. 99. An act to re-enact the 238th section of an act entitled " An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State ; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity ;" approved June 18, 1852.

The bill was read, and passed to a second reading.

By Mr. Burton :

House bill No. 100. An act to amend an act entitled "An act to provide for the opening, vacating, and change of highways;" approved June 14, 1852.

The bill was read, and passed to a second reading.

By Mr. Given :

House bill No. 101. An act to amend an act entitled "An act providing that no justice shall hear or determine any State prosecution for an assault and battery, or assault, unless the injured party be present, or, being summoned, refuses to attend, or when the summons for him is returned not found, and that no trial shall be had in cases of affray, unless a witness thereof be present and testify upon such trial, or, being summoned, refuses to attend;" approved Feb. 7, 1855.

The bill was read, and passed to a second reading.

By Mr. Woollen :

House bill No. 102. Fixing an equivalent for exemption from military duty, on account of conscientious scruples, and providing for the collection of the same.

The bill was read, and passed to a second reading.

By Mr. Noyes :

House bill No. 103. An act to amend "An act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith;" approved June 4, 1861.

The bill was read, and passed to a second reading.

By Mr. Waterman :

House bill No. 104. An act prescribing a part of the duties of county auditors, treasurers, and supervisors of roads, in relation to road tax, and repealing all laws coming in conflict with this act.

The bill was read, and passed to a second reading.

By Mr. O'Brien :

House bill No. 105. An act relative to the salaries of public officers, and providing the manner of paying the same, and repealing laws therein named.

The bill was read and passed to a second reading.

By Mr. Cass :

House bill No. 106. An act to amend an act entitled "an act to encourage the destruction of wolves," approved June 9, 1852.

The bill was read and passed to a second reading.

ORDERS OF THE DAY.

Senate bill No. 47. An act to fix the times of holding the courts of common pleas in the twentieth judicial district of the State of Indiana, and repealing former laws on the subject, and declaring when this act shall take effect.

The bill was read and passed to a second reading.

Senate bill No. 6. A bill ceding to the United States of America jurisdiction over certain lands and their appurtenances in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation.

Was read the second time.

Mr. Reitz moved to refer the bill to a select committee of seven. Agreed to.

The Speaker appointed Messrs. Reitz, Tarkington, Lasselle, Harney, Leeds, O'Brien of Hamilton, and Roberts, said committee.

Senate bill No. 10. An act to amend section nine of an act of amendment, approved March 9, 1861, of an act approved February 12, 1855, amending section second of an act concerning the organization of voluntary associations, and repealing former laws in reference thereto ;

Was read the second time and ordered to a third reading.

House bill No. 94. A bill to authorize railroad companies incorporated by other States, and with their terminas at the boundary line of the State of Indiana, to acquire the right of way, and to construct and extend their road so as to make connections with railroads in the State of Indiana, and also to acquire and hold the necessary real estate for side tracks, switches, depot buildings, machine shops and stock yards ;

Was read the second time and referred to the Committee on Corporations.

House bill No. 96. An act to amend the seventieth section of the law regulating the assessment of taxes;

Was read the second time and referred to the Committee on Roads.

Joint resolution No. 6, was read the second time.

Mr. Lamb moved to refer it to a select committee of five, with instructions to inquire into the facts stated in the preamble.

Mr. Roberts moved to lay the motion on the table.

Agreed to.

Mr. Anderson moved to refer the resolution to the Committee on Federal Relations, with instructions to inquire into the facts stated in the preamble.

Mr. Packard moved to lay the motion to refer on the table.

Messrs. Branham and O'Brien of Hamilton demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lee,	Richardson,
Abbett,	Harden of W.,	Lemmon of H.,	Rippey,
Bird,	Hardin, of P.,	Lemmon of S.,	Roberts,
Blocher,	Harney,	Mason,	Ryan,
Bryan,	Hetfield,	McCaughy,	Shaffer,
Brown,	Holcomb,	Miller,	Shoaff of Jay,
Burton,	Hon,	Milroy,	Spencer,
Collins,	Howard,	Mutz,	Veach,
Cook,	Howell,	Niblack,	Waterman,
De Bruler,	Humphreys,	O'Brien of M.,	Williams,
Donaldson,	Kemp of Dubois,	Osborn,	Wolfe,
Ferris,	Kemp of Vigo,	Packard,	Woollen, and
Given,	Lake,	Pendleton,	Mr. Speaker—54.
Hall,	Lasselle,	Priest,	

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	Newman,
Anderson,	Gregg,	Kendrick,	Noyes,
Atkison,	Gregory,	Kilgore,	O'Brien of H.,
Baker,	Griffith,	Lamb,	Perry,
Branham,	Hershey,	Leeds,	Pettibone,

Beyerle,	Higgins,	Marshall,	Stone,
Cass,	Hostetter,	Moorman,	Tarkington,
Chambers,	James,	Morgan,	Van Buskirk and
Davis,	Johnson,	Mustard,	Woodruff—36.

So the motion was laid on the table.

Mr. Gregory moved to amend the resolution by striking out "rigidly and mercilessly."

Mr. Kemp of Vigo moved to lay the amendment on the table.

Messrs. Griffith and Newman demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Priest,
Abbett,	Hanna,	Lee,	Richardson,
Atkison,	Harden of W.,	Lemmon of S.,	Rippey,
Bird,	Hardin of Perry,	Lemmon of H.,	Roberts,
Blocher,	Harney,	Mason,	Ryan,
Brogan,	Hetfield,	McCauchey,	Shaffer,
Brown,	Holcomb,	Miller,	Shoaff of Jay,
Burton,	Hon,	Milroy,	Spencer,
Collins,	Howard,	Mutz,	Veach,
Cook,	Howell,	Niblack,	Waterman,
De Bruler,	Humphreys,	O'Brien of M.,	Williams,
Donaldson,	Kemp of Dubois,	Osborn,	Wolfe,
Ferris,	Kemp of Vigo,	Packard,	Woollen, and
Given,	Lake,	Pendleton,	Mr. Speaker—55.

Those who voted in the negative were—

Messrs.	Gregg,	Kilgore,	O'Brien of H.,
Anderson,	Gregory,	Lamb,	Perry,
Baker,	Griffith,	Leeds,	Pettibone,
Branham,	Hershey,	Marshall,	Robinson,
Beyerle,	Hostetter,	Moorman,	Roe,
Cass,	James,	Morgan,	Stone,
Chambers,	Johnson,	Mustard,	Tarkington,
Davis,	Jones,	Newman,	Van Buskirk, and
Forrester,	Kendrick,	Noyes,	Woodruff—35.

So the amendment lay upon the table.

Mr. James moved to refer the resolution to the Committee on Military Affairs.

Mr. Brown moved that the motion to refer lie on the table.
Agreed to.

Mr. Anderson offered the following:

Amend by striking out the preamble, and inserting the following words: "Whereas, the draft has been enforced in the State of Indiana and not in the State of Massachusetts."

Not agreed to.

The resolution was ordered to be engrossed.

Joint resolution No. 7 was read the second time, and referred to the Committee on Federal Relations.

Joint resolution No. 8. A joint resolution, inviting a National Convention, to restore peace and union;

Was read the second time.

Mr. Lasselle moved that the resolution be referred to the Committee of the Whole House, and made the special order for the 23d of February next.

Mr. Hanna moved to amend by fixing the time for the special order the 16th of February.

Mr. Packard moved to refer the resolution to the Committee on Federal Relations.

Mr. Holcomb moved a division of the question.

The question being, shall the resolution be referred to the Committee of the Whole House?

It was so referred.

The question then being, shall the resolution be made the special order of Monday, February 16, at 2 o'clock P. M.?

It was agreed to.

Joint resolution No. 9. A joint resolution, proposing an amendment to the second article of the Constitution, so as to allow soldiers of this State to vote at the annual State and county elections;

Was read the second time, and referred to the Committee on Elections.

Joint resolution No. 10. A joint resolution instructing our Senators and requesting our Representatives in Congress to provide, if possible, for the prompt payment of Indiana soldiers now in the field, and requiring the discrepancy in favor of officers to cease;

Was read the second time.

Mr. Griffith offered the following amendment:

Strike out the following: "Whereas, our President, Abraham Lincoln, and our Governor, Oliver P. Morton, have seemingly lost all regard for the white race of the North, and have turned their attention to the black race."

The resolution and amendment were referred to the Committee on Federal Relations.

Joint resolution No. 11 was read the second time, and ordered to be engrossed.

Joint resolution No. 12, proposing an amendment to the second section of article second of the Constitution, so that the Legislature may more effectually guard against fraudulent voting;

Was read the second time, and referred to the Committee on Elections.

Joint resolution No. 13. A joint resolution, proposing an amendment to article eight of the Constitution, so as to enable cities, townships, and towns to levy taxes for the support of common schools;

Was read the second time, and referred to the Committee on Education.

Joint resolution No. 14. A joint resolution, proposing an amendment to the twenty-third section, article four, of the Constitution, so as to provide for laws enabling cities, townships, and towns to raise money for the support of common schools;

Was read the second time, and referred to the Committee on Corporations.

Joint resolution No. 15 was read the second time.

Mr. Lamb offered the following amendment:

Amend by striking out from the third resolution the following words, viz: "That a committee of five, three on the part of the House, and two on the part of the Senate, be raised," and insert in lieu thereof, the following, viz: "That it shall be the duty of the Governor of the State to collect," &c.

Mr. Hanna moved to lay the amendment on the table.

Messrs. Lamb and Woodruff demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Lemmon of H.,	Rippey,
Abbett,	Harney,	Lemmon of S.,	Roberts,
Bird,	Hetfield,	McCaughey,	Ryan,
Blocher,	Holcomb,	Miller,	Shaffer,
Brogan,	Hon,	Milroy,	Shoaff of Jay,
Brown,	Howard,	Mutz,	Spencer,
Beyerle,	Howell,	Niblack,	Veach,
Collins,	Humphreys,	O'Brien of M.,	Waterman,
Cook,	Kemp of Dubois,	Osborn,	Williams,
Ferris,	Kemp of Vigo,	Packard,	Wolfe,
Hall,	Lake,	Puett,	Woollen, and
Hanna,	Lasselle,	Richardson,	Mr. Speaker—49.
Harden of W.,	Lee,		

Those who voted in the negative were—

Messrs.	Garvin,	Kendrick,	O'Brien of H.,
Anderson,	Gregg,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Reitz,
Branham,	Hershey,	Marshall,	Robinson,
Budd,	Higgins,	Moorman,	Roe,
Beyerle,	Hostetter,	Morgan,	Stone,
Cass,	James,	Mustard,	Tarkington,
Chambers,	Johnson,	Newman,	Van Buskirk and
Davis,	Jones,	Noyes,	Woodruff—40.
Forrester,			

So the amendment lay upon the table.

Mr. Moorman offered the following amendment:

Amend by striking from the third resolution the following words, viz: "That a committee of five, three on the part of the House, and two on the part of the Senate, be raised;" and insert in lieu thereof the following: "That it shall be the duty of the Adjutant General of the State to collect," &c.

Mr. Brown moved that the amendment lay on the table.

Messrs. Moorman and Woodruff demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Lemmon of H.,	Rippey,
Abbett,	Harney,	Lemmon of S.,	Roberts,
Bird,	Hetfield,	McCaughey,	Ryan,
Blocher,	Holcomb,	Miller,	Shaffer,
Brogan,	Hon,	Milroy,	Shoaff of Jay,
Brown,	Howard,	Mutz,	Spencer,
Burton,	Howell,	Niblack,	Veatch,
Collins,	Humphreys,	O'Brien of M.,	Waterman,
Cook,	Kemp of Dubois,	Osborne,	Williams,
Ferris,	Kemp of Vigo,	Packard,	Wolfe,
Hall,	Lake,	Reitz,	Woollen, and
Hanna,	Lasselle,	Richardson,	Mr. Speaker.—49.
Harden of W.,	Lee,		

Those who voted in the negative were—

Messrs.	Forrester,	Kendrick,	O'Brien of H.,
Anderson,	Garvin,	Kilgore,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cass,	James,	Mustard,	Van Buskirk and
Chambers,	Johnson,	Newman,	Woodruff—38.
Davis,	Jones,	Noyes,	

So the amendment lay upon the table.

Mr. Lamb moved to amend by striking out the fourth resolution.

Mr. Packard moved to lay the amendment on the table.

Mr. Kilgore moved that the House adjourn.

The ayes and noes being demand by Messrs. Moorman, Jones, Lamb, Noyes, Branham, Anderson, VanBuskirk, Newman, Woodruff and Kendrick,

Those who voted in the affirmative were—

Messrs.	Forrester,	Lamb,	Puett,
Abbett,	Garvin,	Leeds,	Rippey,
Anderson,	Gregg,	Lemmon of H.,	Robinson,
Atkison,	Gregory,	Marshall,	Roe,
Baker,	Griffith,	Moorman,	Shaffer,
Bird,	Hershey,	Morgan,	Stone,
Blocher,	Hostetter,	Mustard,	Tarkington,
Branham,	James,	Newman,	Van Buskirk,
Budd,	Johnson,	Noyes,	Veach,
Beyerle,	Jones,	O'Brien of H.,	Williams, and
Chambers,	Kendrick,	Perry,	Wolfe—44.
Davis,	Kilgore,	Pettibone,	

Those who voted in the negative were—

Messrs.	Harden of W.,	Kemp of Vigo,	Packard,
Brogan,	Hardin of Perry,	Lasselle,	Pendleton,
Brown,	Harney,	Lee,	Rietz,
Burton,	Hetfield,	Lemmon of S.,	Richardson,
Cass,	Higgins,	Mason,	Roberts,
Collins,	Holcomb,	McCaughey,	Shoaff of Jay,
Donaldson,	Hon,	Miller,	Spencer,
Ferris,	Howard,	Milroy,	Waterman,
Given,	Howell,	Niblack,	Woollen, and
Hall,	Humphries,	O'Brien of M.,	Mr. Speaker,—40.
Hanna,	Kemp of Dubois,	Osborne,	

So the House adjourned.

WEDNESDAY, 9 O'CLOCK, A. M., }
January 28, 1863. }

The House met.

The journal of yesterday was read and approved.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Gregory :

A memorial asking a change in the school law, in respect to voters who are entitled to vote at school meetings.

Referred to the Committee on Education.

Mr. Garvin obtained leave of absence.

The House suspended the order of business, and

Senate bill No. 47, an act to fix the times of holding the Courts of Common Pleas in the 20th Judicial District of the State of Indiana, and repealing former laws on the subject, and declaring when this act shall take effect;

Was read the second time.

Mr. Bird moved to suspend the rules and read the bill the third time now.

The question being on the suspension of the rules,

Those who voted in the affirmative were—

Messrs.	Gregg,	Lamb,	Pettibone,
Abbett,	Gregory,	Lasselle,	Priest,
Atkison,	Griffith,	Lee,	Puett,
Anderson,	Hall,	Leeds,	Reitz,
Baker,	Hanna,	Lemmon of S.,	Richardson,
Bird,	Harden of W.,	Marshall,	Rippee,
Blocher,	Hetfield,	Mason,	Roberts,
Brogan,	Hershey,	McCaughey,	Robinson,
Brown,	Holcomb,	Miller,	Roe,
Budd,	Hon,	Milroy,	Ryan,
Burton,	Hostetter,	Moorman,	Shaffer,
Beyerle,	Howard,	Morgan,	Shoaff of Allen,
Cason,	Howell,	Mustard,	Shoaff of Jay,
Chambers,	Humphreys,	Mutz,	Spencer,

Collins,	James,	Newman,	Tarkington,
Cook,	Johnson,	Noyes,	Van Buskirk,
Davis,	Jones,	O'Brien of H.,	Veatch,
De Bruler,	Kemp of Dubois,	O'Brien of M.,	Williams,
Donaldson,	Kemp of Vigo,	Osborn,	Wolfe,
Ferris,	Kendrick,	Packard,	Woodruff,
Forrester,	Kilgore,	Pendleton,	Woollen, and
Given,	Lake,	Perry,	Mr. Speaker-87.

Those who voted in the negative were—none.

So the rules were suspended, and the bill read the third time.

The question then being,
Shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregg,	Lamb,	Pettibone,
Abbett,	Gregory,	Lasselle,	Priest,
Anderson,	Griffith,	Lee,	Puett,
Atkison,	Hall,	Lemmon of H.,	Reitz,
Baker,	Hanna,	Lemmon of S.,	Richardson,
Bird,	Harden of W.,	Marshall,	Rippey,
Blocher,	Hetfield,	Mason,	Roberts,
Brogan,	Hershey,	McCaughy,	Robinson,
Brown,	Higgins,	Miller,	Roe,
Budd,	Holcomb,	Milroy,	Ryan,
Burton,	Hon,	Moorman,	Shaffer,
Beyerle,	Hostetter,	Morgan,	Shoaff of Allen,
Cason,	Howard,	Mustard,	Shoaff of Jay,
Cass,	Howell,	Mutz,	Spencer,
Chambers,	Humphreys,	Newman,	Stone,
Collins,	James,	Noyes,	Tarkington,
Cook,	Johnson,	O'Brien of H.,	Van Buskirk,
Davis,	Jones,	O'Brien of M.,	Veatch,
De Bruler,	Kemp of Dubois,	Osborne,	Williams,
Donaldson,	Kemp of Vigo,	Packard,	Wolfe,
Ferris,	Kendrick,	Pendleton,	Woodruff, and
Forrester,	Kilgore,	Perry,	Mr. Speaker-89.
Given,	Lake,		

Those who voted in the negative were—none.

So the bill passed, and the Clerk was ordered to inform the Senate thereof.

Mr. Hardin of Perry obtained leave of absence.

Mr. Anderson moved to reconsider the vote referring joint resolution No. 14, to the Committee on Corporations.

Agreed to.

The resolution was then referred to the Committee on Education.

REPORTS FROM STANDING COMMITTEES.

By Mr. Ferris, Chairman of the Committee on the Rights and Privileges of the Inhabitants of the State :

MR. SPEAKER :

The Committee on the Rights and Privileges of the Inhabitants of the State, to whom was referred House bill No. 55, "An act to amend section 1, of an act to exempt property from sale in certain cases," approved Feb. 17, 1852, have had the same under consideration, and would respectfully report that they regard further legislation on that subject unnecessary, and herewith return said bill, and recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Spencer, from the same committee :

MR. SPEAKER :

The Committee on the Rights and Privileges of the Inhabitants of the State, have had under consideration House bill No. 51, an act amendatory of the 1st section of an act entitled an act to exempt property from sale in certain cases, referred to said committee, and would report that further legislation upon that subject is unnecessary, and herewith return said bill, and recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Miller, Chairman of the Committee on County and township Business :

MR. SPEAKER :

The Committee to whom was referred House bill No. 35, an act extending the term of office of Township Trustee, from one to two years, have had the same under consideration, and have instructed me to report the same back to this House, and recommend that it be laid on the table.

The report was concurred in.

By the same from the same committee :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 92, in relation to the collection of delinquent taxes, have had the same under consideration, and have instructed me to report it back to this House; the said committee being of the opinion that the change contemplated by the bill is inexpedient.

The report was informally laid on the table.

By Mr. Perry, from the same committee :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 49, an act to reduce Coroners' Juries from fifteen to six, have had the same under consideration, and have instructed me to report the same back to this House, and recommend that it lie on the table; the change contemplated by the bill being, in the opinion of said committee, inexpedient.

The report was concurred in.

Mr. Higgins, from the Select Committee on Brevier Reports, made a report.

Mr. Packard moved to recommit the resolution and amendment to the committee for further report.

Agreed to.

Mr. Anderson was excused from acting on said committee.

Mr. Van Buskirk was placed on said committee.

Joint resolution No. 15. A joint resolution of thanks to the soldiers of Indiana, and providing for the registry and preservation

of the names of those who have fallen in the service of their country, during the present war.

Was taken up.

Mr. Paekard moved to refer the resolution to a Select Committee of five.

Agreed to.

RESOLUTIONS OF THE HOUSE.

By Mr. Donaldson :

WHEREAS, There are a vast number of cases where it becomes necessary to have letters of administration and guardianship for the purpose of procuring pensions and bounty for orphan children whose fathers and brothers have died in the service of the Government, and as it is attended with considerable expense upon such as are not able to pay the same,

Resolved, That the Committee on Fees and Salaries be instructed to inquire into the expediency of requiring the Clerks of the several counties in this State, to make the necessary papers for half the usual fees for similar services.

Adopted.

By Mr. Harney :

Resolved, That a committee of seven be appointed to make personal examination of the arsenal or arsenals in this city, which are under the control of the authorities of this State, and that they report their condition and such other facts as they may deem important, to the Legislature or the people of the state, as is compatible with the public good.

Adopted.

By Mr. Wolfe :

WHEREAS, The Constitution of the State of Indiana (Art. 12, Sec. 6), says that " No person conscientiously opposed to bearing arms shall be compelled to do militia duty, but such person shall pay an equivalent for exemption, the amount to be prescribed by law ;" and

WHEREAS, Said Section of the Constitution has been interpreted

by His Excellency, O. P. Morton, Governor of Indiana, to include only a small number of the Religious Societies of the State; and

WHEREAS, Only forty per cent. of those entitled to exemption have been assessed with the prescribed amount; therefore,

Resolved, That the Judiciary Committee be directed to investigate this subject, and report to this House their opinion as to the constitutionality of such procedure.

Adopted.

By Mr. Jones :

WHEREAS, An act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and to establish libraries, and for the regulation thereof, approved March 5, 1855, which reads as follows, to-wit :

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana*, That there shall be annually assessed and collected, as the State and county revenues are assessed and collected, on the list of property taxable for State purposes, the sum of ten cents on each one hundred dollars' worth of property, and fifty cents on each poll; *Provided, however*, That the taxes aforesaid shall not be levied and collected from negroes nor mulattoes, nor shall their children be included in any enumeration required by this act, nor entitled to the benefits thereof;

Now in view of the above premises, and the fact that we have among us a scattering population of negroes and mulattoes, who are deprived of the benefits arising from our common school system, therefore,

Resolved, That the Committee on Education be instructed to inquire into the expediency of so amending our common school law that there may be a tax levied upon the property of these persons of color (commonly called negroes) for the express purpose of educating their children, and report by bill or otherwise.

Not adopted.

By Mr. Packard:

Resolved, That the Committee on County and Township Busi-

ness be instructed to inquire into the expediency of so amending the law concerning township trustees as to allow them to hold their term of office for two or more years.

Not adopted.

By Mr. Woodruff:

WHEREAS, The vast amount of business that is being transacted by this House, and the crowds of spectators that daily frequent these lobbies necessarily requires the services of a large number of clerks, assistant clerks, doorkeepers, assistant doorkeepers, and attachees generally; therefore,

Resolved, That there be a committee of three appointed by the Chair, whose duty it shall be to ascertain what additional forces will be necessary, if any, to carry on the business of this House, and report by bill or otherwise.

Mr. Brown moved to lay the resolution on the table.

Messrs. Hanna and Packard demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hetfield,	Mason,	Richardson,
Abbett,	Holcomb,	McCaughey,	Rippey,
Atkison,	Hon,	Miller,	Roberts,
Bird,	Howard,	Milroy,	Ryan,
Blocher,	Howell,	Moorman,	Shaffer,
Brogan,	Humphries,	Morgan,	Shoaff of Allen,
Brown,	Johnson,	Mustard,	Shoaff of Jay,
Burton,	Jones,	Mutz,	Spencer,
Collins,	Kemp of Dubois,	Niblack,	Stone,
Cook,	Kemp of Vigo,	O'Brien of M.,	Tarkington,
DeBruler,	Lake,	Osborne,	Veach,
Ferris,	Lasselle,	Packard,	Waterman,
Given,	Lee,	Pendleton,	Williams,
Hall,	Lemmon of H.,	Priest,	Wolfe,
Hanna,	Lemmon of S.,	Puett,	Woollen, and
Harden of W.,	Marshall,	Reitz,	Mr. Speaker—64.
Harney,			

Those who voted in the negative were—

Messrs.	Davis,	Kendrick,	O'Brien of H.,
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Baker,	Forrester,	Kilgore,	Perry,
Branham,	Gregg,	Lamb,	Robinson,
Budd,	Gregory,	Leeds,	Roe,
Beyerle,	Hershey,	Newman,	Van Buskirk, and
Cason,	Hostetter,	Noyes,	Woodruff,—25.
Chambers,	James,		

So the resolution was laid on the table.

By Mr. Davis:

Resolved, That as a majority in the House of Representatives of the Legislature of the State of Indiana, have to this time failed to print the message of Governor Morton, the same be printed in pamphlet form, and fifteen hundred copies distributed among our officers and soldiers in the field, that they may know what has been done, and recommended to be done by their Governor, for their comfort, welfare and protection.

Mr. Brown moved to lay the resolution upon the table, to await the report of a select committee.

Messrs. Higgins and Morgan demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lemmon of H.,	Richardson,
Abbett,	Harden of W.,	Lemmon of S.,	Rippey,
Atkison,	Harney,	Mason,	Roberts,
Bird,	Hetfield,	McCaughy,	Ryan,
Blocher,	Holcomb,	Miller,	Shaffer,
Brogan,	Hon,	Milroy,	Shoaff of Allen,
Brown,	Howard,	Mutz,	Shoaff of Jay,
Burton,	Howell,	Niblack,	Spencer,
Collins,	Humphreys,	O'Brien of M.,	Veach,
Cook,	Kemp of Dubois,	Osborn,	Waterman,
Donaldson,	Kemp of Vigo,	Packard,	Williams,
Ferris,	Lake,	Pendleton,	Wolfe,
Given,	Lasselle,	Puett,	Woollen, and
Hall,	Lee,	Reitz,	Mr. Speaker—55.

Those who voted in the negative were—

Messrs.	DeBruler,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,

Baker,	Gregg,	Lamb,	Pettibone,
Branham,	Griffith,	Leeds,	Robinson,
Budd,	Hershey,	Marshall,	Roe,
Beyerle,	Higgins,	Moorman,	Stone,
Cason,	Hostetter,	Morgan,	Tarkington,
Cass,	James,	Mustard,	Van Buskirk and
Chambers,	Johnson,	Newman,	Woodruff,—38.
Davis,	Jones,	Noyes,	

So the resolution was laid on the table.

By Mr. Cook :

Resolved, That the Military Committee of this House be instructed to inquire into the expediency of so amending the militia law of this State so that the military power of the State shall be invested in the majority of the following State officers, to-wit: The Governor, Secretary, Auditor, Treasurer, and Attorney General of this State, and said committee report by bill or otherwise.

Mr. Woollen offered the following amendment :

Provided, That nothing in this resolution shall be so construed as to indicate that we are in favor of depriving the Governor of his constitutional power of being commander-in-chief of the militia of the State.

On motion,

The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

The Speaker laid before the House the following communication from the Superintendent of Public Instruction :

To the House of Representatives of the State of Indiana, in regular session :

I respectfully report, in answer to your resolution of yesterday, the following named persons, the date of their appointment, and the date of the expiration of their respective terms of service, as the Trustees of the Indiana State University:

First Class, whose terms expire March 4, 1866.

William Hannaman, of the county of Marion, appointed January 2, 1863.

George A. Irvine, of the county of St. Joseph, appointed December 20, 1861.

David Dayton, of the county of St. Joseph, appointed December 20, 1861.

Second Class, whose terms expire March 4, 1865.

J. D. Maxwell, of the county of Monroe, appointed April 11, 1861.

W. K. Edwards, of the county of Vigo, appointed June 7, 1861.

Third Class, whose terms expire March 4, 1863.

John B. Winstanley, of the county of Floyd, appointed April 18, 1859.

Nathaniel C. Browning, of the county of Monroe, appointed January 2, 1863.

Dr. A. Lewis, of the county of Gibson, appointed June 27, 1862.

All of which is respectfully submitted.

The communication was referred to the Committee on Education.

The Speaker laid before the House the following communication from the Adjutant General:

STATE OF INDIANA,
ADJUTANT GENERAL'S OFFICE,
Indianapolis, January 27, 1863. }

HON. SAMUEL H. BUSKIRK,

Speaker of the House of Representatives:

SIR:—In response to the resolution of the House, requesting a statement of the companies of the Indiana Legion entitled to compensation for active service along the southern border, I have

the honor to report, that up to this time but five companies called into active service have sent reports to this office, or filed rolls. Three of these are from Jefferson county and two from Dearborn. These will be submitted to the House soon for its action.

Blank muster and pay-rolls have been forwarded to the proper officers, with full instructions to prepare and return them to this office. When received they will be submitted to your honorable body, with such information as may be in possession of this office relative to the service.

Very respectfully, your obedient servant,

LAZ. NOBLE,
Adjutant General of Indiana.

The communication was informally laid on the table.

The special order being the consideration of resolutions relative to visiting and conferring with the Legislature of Kentucky,

Mr. Roberts moved to refer the series of resolutions to a select committee consisting of one from each Congressional District, and that they be instructed to report on Saturday morning at ten o'clock.

The resolutions were so referred.

The resolution of Mr. Cook, and the amendment thereto by Mr. Woollen, pending at noon to-day, were taken up.

Mr. Hall moved that the resolution and pending amendment be referred to the Committee on the Judiciary.

Mr. Harney moved the previous question, which was ordered, and the resolution and amendments were so referred.

ORDERS OF THE DAY.

Joint resolution No. 16. Instructing our Senators and Representatives in Congress to vote against the admission of any Congressman who has not been elected according to the laws and Constitution;

Was read the second time.

Mr. Anderson moved to refer the resolution to the Committee on Federal Relations.

Mr. Brown moved to lay the motion to refer on the table.

Messrs. Anderson and Brown demanded the ayes and noes.

The question being, shall the motion lie on the table?

Those who voted in the affirmative were—

Messrs.	Hanna,	Lemmon of H.,	Richardson,
Abbett,	Harden of W.,	Lemmon of S.,	Rippey,
Bird,	Hetfield,	Mason,	Roberts,
Brogan,	Holcomb,	McCaughey,	Ryan,
Brown,	Hon,	Miller,	Shaffer,
Burton,	Howell,	Milroy,	Shoaff of Jay,
Collins,	Humphreys,	O'Brien of M.,	Spencer,
Cook,	Kemp of Dubois,	Osborn,	Veach,
De Bruler,	Kemp of Vigo,	Packard,	Waterman,
Donaldson,	Lake,	Pendleton,	Wolfe,
Ferris,	Lasselle,	Puett,	Woollen, and
Given,	Lee,	Reitz,	Mr. Speaker—51.
Hall,			

Those who voted in the negative were—

Messrs.	Gregg,	Kendrick,	O'Brien of H.,
Anderson,	Gregory,	Kilgore,	Perry,
Atkison,	Griffith,	Lamb,	Pettibone,
Baker,	Hershey,	Leeds,	Robinson,
Branham,	Higgins,	Marshall,	Roe,
Budd,	Hostetter,	Moorman,	Stone,
Beyerle,	Howard,	Morgan,	Tarkington,
Chambers,	James,	Mustard,	Van Buskirk, and
Davis,	Johnson,	Newman,	Woodruff—38.
Forrester,	Jones,	Noyes,	

So the motion was laid on the table.

The resolution was ordered to be engrossed.

Joint resolution No. 17. A joint resolution to increase the pay of privates and non-commissioned officers in the armies of the United States,

Was read the second time.

Mr. Brown offered the following amendment :

Insert after "increase the pay of privates and non-commissioned officers," "and decrease in the same proportion as private and non-commissioned is increased, the pay of commissioned officers."

Mr. Holcomb offered the following amendment to the amendment:

"And reduce the pay of commissioned officers, below the rank of Major, twenty-five per cent., and Major and above that rank, fifty per cent."

Mr. Higgins moved to lay the amendment on the table.

Messrs. Brown and Higgins demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Gregory,	Kilgore,	Perry,
Anderson,	Griffith,	Lamb,	Pettibone,
Baker,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Stone,
Cason,	James,	Morgan,	Tarkington,
Chambers,	Johnson,	Mustard,	VanBuskirk and
Cook,	Jones,	Newman,	Woodruff—34.
Forrester,	Kendrick,	O'Brien of H.,	

Those who voted in the negative were—

Messrs.	Hall,	Lee,	Reitz,
Abbett,	Hanna,	Lemmon of H.,	Richardson,
Atkinson,	Hardin of W.,	Lemmon of S.,	Rippey,
Bird,	Harney,	Mason,	Roberts,
Blocher,	Hetfield,	McCaughy,	Ryan,
Brogan,	Holcomb,	Miller,	Shaffer,
Brown,	Hon,	Milroy,	Shoaff of Allen,
Burton,	Howard,	Mutz,	Shoaff of Jay,
Collins,	Howell,	Niblack,	Spencer,
Davis,	Humphreys,	O'Brien of M.,	Veatch,
DeBruler,	Kemp of Dubois,	Osborne,	Waterman,
Donaldson,	Kemp of Vigo,	Packard,	Wolfe,

Ferris,	Lake,	Pendleton,	Woollen, and
Given,	Lasselle,	Puett,	Mr. Speaker—56.
Gregg,			

So the House refused to lay the amendment on the table.

Mr. Brown withdrew his amendment.

Mr. Cason moved to amend the resolution as follows :

Amend by adding in the proper place, non-commissioned officers in proportion to the increase pay of the private soldiers.

Mr. Holcomb offered the following amendment to the amendment :

And reduce the pay of commissioned officers, below the rank of Major, twenty-five per cent., and Major and above that rank, fifty per cent.

Mr. Cason moved to lay the resolution and pending amendments on the table.

Messrs Cason and Noyes demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Given,	Milroy,	Reitz,
Baker,	Harney,	Morgan,	Shoaff of Allen,
Bird,	Howard,	Mustard,	Shoaff of Jay,
Budd,	Lamb,	Niblack,	Waterman, and
Collins,	Lasselle,	O'Brien of M.,	Wolfe—21.
Donaldson,	Leeds,	Osborn,	

Those who voted in the negative were—

Messrs.	Gregory,	Kilgore,	Pettibone,
Abbett,	Hall,	Lake,	Puett,
Anderson,	Hanna,	Lee,	Richardson,
Atkinson,	Hardin of W.,	Lemmon of H.,	Rippey,
Blocher,	Hetfield,	Lemmon of S.,	Roberts,
Brogan,	Hershey,	Marshall,	Robinson,
Brown,	Higgins,	Mason,	Roe,
Burton,	Holcomb,	McCaughey,	Ryan,
Beyerle,	Hon,	Miller,	Shaffer,
Cason,	Hostetter,	Moorman,	Spencer,

Cass,	Howell,	Mutz,	Stone,
Chambers,	Humphreys,	Newman,	Tarkington,
Cook,	James,	Noyes,	Van Buskirk,
Davis,	Johnson,	O'Brien of H.,	Veatch,
De Bruler,	Jones,	Packard,	Woodruff,
Ferris,	Kemp of Dubois,	Pendleton,	Woolen, and
Forrester,	Kemp of Vigo,	Perry,	Mr. Speaker—69.
Gregg,	Kendrick,		

So the House refused to lay the resolution and amendments on the table.

Mr. Holcomb moved to refer the resolution and amendments to the Committee on Military affairs.

Mr. Cason moved to amend the motion by referring to a select committee of five.

The question being on referring to the Committee on Military Affairs,

The resolution and pending amendments were so referred.

Mr. Cason moved that the committee be requested to report by Thursday of next week.

Agreed to.

Joint resolution No. 18. A joint resolution endorsing and sanctioning the expulsion of Jesse D. Bright from the United States Senate,

Was read the second time.

Mr. Hanna moved that the resolution lie on the table.

Messrs. Brown and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Richardson,
Abbett,	Harney,	Mason,	Rippey,
Blocher,	Hetfield,	McCaughy,	Roberts,
Brogan,	Holcomb,	Miller,	Ryan,
Brown,	Howard,	Milroy,	Shaffer,
Burton,	Howell,	Mutz,	Shoaff of Allen,
Collins,	Humphries,	Niblack,	Shoaff of Jay,

Cook,	Kemp of Dubois,	O'Brien of M.,	Spencer,
Donaldson,	Kemp of Vigo,	Osborne,	Veach,
Ferris,	Lake,	Packard,	Waterman,
Given,	Lasselle,	Pendleton,	Wolfe,
Hall,	Lee,	Puett,	Woollen, and
Hanna,	Lemmon of H.,	Reitz,	Mr. Speaker—52.

Those who voted in the negative were—

Messrs.	De Bruler,	Kendrick,	O'Brien of H.,
Anderson,	Forrester,	Kilgore,	Perry,
Atkison,	Gregg,	Lamb,	Pettibone,
Baker,	Gregory,	Leeds,	Robinson,
Budd,	Griffith,	Marshall,	Roe,
Beyerle,	Hershey,	Moorman,	Stone,
Cason,	Higgins,	Morgan,	Tarkington,
Cass,	Hostetter,	Mustard,	Van Buskirk and
Chambers,	James,	Newman,	Woodruff—38.
Davis,	Johnson,	Noyes,	

So the resolution lay on the table.

Joint resolution No. 19, was read the second time and referred to the Committee on the Judiciary.

Joint resolution No. 20. A joint resolution instructing our Senators, and requesting our Representatives in Congress, to endeavor to procure an appropriation for the improvement of the harbor at Michigan City;

Was read the second time and ordered to be engrossed.

Joint resolution No. 21. A joint resolution in regard to what is known as the Morrill Tariff;

Was read the second time.

Mr. Hanna moved to refer the resolution to the Committee on Agriculture.

Mr. Beyerle moved that the resolution lie on the table.

Not agreed to.

The resolution was referred to the Committee on Agriculture.

Joint resolution No. 22, was read the second time, and ordered to be engrossed.

Mr. Roberts moved that the rule be suspended and the resolution read a third time now.

The question being on the suspension of the rule.

Those who voted in the affirmative were—

Messrs.	Hetfield,	McCaughey,	Rippey,
Abbett,	Holcomb,	Mason,	Roberts,
Blocher,	Hon,	Miller,	Robinson,
Brogan,	Howard,	Milroy,	Roe,
Brown,	Howell,	Moorman,	Ryan,
Burton,	Humphreys,	Mutz,	Shaffer,
Collins,	Johnson,	Niblack,	Shoaff of Allen,
Cook,	Kemp of Dubois,	O'Brien of H.,	Shoaff of Jay,
De Bruler,	Kemp of Vigo,	O'Brien of M.,	Spencer,
Ferris,	Kilgore,	Osborne,	Tarkington,
Given,	Lake,	Packard,	Veach,
Griffith,	Lasselle,	Pendleton,	Waterman,
Hall,	Lee,	Puett,	Wolfe,
Hanna,	Lemmon of H.,	Reitz,	Woollen and
Harden of W.,	Lemmon of S.,	Richardson,	Mr. Speaker—61.
Harney,	Marshall,		

Those who voted in the negative were—

Messrs.	Chambers,	Hostetter,	Newman,
Anderson,	Davis,	Jones,	Noyes,
Baker,	Forrester,	Kendrick,	Perry,
Budd,	Gregg,	Lamb,	Pettibone,
Beyerle,	Gregory,	Leeds,	Stone,
Cason,	Hershey,	Morgan,	Van Buskirk and
Cass,	Higgins,	Mustard,	Woodruff—27.

So the rule was not suspended.

The resolution was ordered to be engrossed.

Joint resolution No. 23. A joint resolution in reference to the collection of Federal taxes by State revenue officers ;

Was read the second time, and ordered to be engrossed.

Joint resolution No. 24. A joint resolution for the relief of sick and wounded soldiers;

Was read the second time, and ordered to be engrossed.

Joint resolution No. 25. Instructing our Senators, and requesting our Representatives, to vote against the emancipation proclamation of President Lincoln;

Was read the second time.

Mr. Lamb moved to refer to the Committee on Federal Relations.

Mr. Ferris moved to lay the motion to refer on the table.

Agreed to.

The resolution was ordered to be engrossed.

Joint resolution, of the Senate, No. 1, Proposing amendments to article eight, and twenty-third Section of article four, of the Constitution, enabling cities, townships and towns to levy taxes for the support of common schools;

Was read the second time and referred to the Committee on Education.

Joint resolution of the Senate, No. 2. A joint resolution proposing an amendment to the 2d section of article 2, of the Constitution, so that the Legislature may more effectually guard against fraudulent voting—to provide for laws necessary to secure that object;

Was read the second time, and referred to the Committee on Elections.

The Speaker announced the following select committees:

Select committee of one from each Congressional District, on apportionment of the State for Senators and Representatives:

Messrs. Donaldson, Holcomb, Howard, Cook, VanBuskirk, Moorman, Mason, Puett, Hetfield, Davis, and James.

Select committee of one from each Congressional District, on apportionment of the State for Congressional purposes:

Messrs. Shaffer, Harden of Washington and Harrison, Abbett, Hall, Perry, Atkison, Abdill, Miller, Shoaff of Allen, and McCaughey.

Select committee on the subject of inviting the Legislature of Kentucky, and other States:

Messrs. Roberts, Given, Blocher, Roe, Moorman, Woollen, Hanna, Cason, Lasselle, Griffith, and Lake.

The House adjourned until to morrow at 9 o'clock, A. M.

THURSDAY, 9 o'clock, A. M., }
January 29, 1863. }

The House met.

The Journal was read and approved.

The Speaker announced the following select committees:

Select committee of seven, to examine the arsenals under the control of the State:

Messrs. Harney, Roberts, Tarkington, Baker, Collins, Kemp of Vigo, and Marshall.

The following were added by the House: Messrs. Milroy and Anderson.

Select committee to examine and report as to the absence from the State Library of the House Journal of special session of 1858:

Messrs. Cass, Donaldson, and Veach.

Select committee of five, to whom is referred joint resolution No. 15, introduced by Mr. Packard, in regard to Indiana soldiers:

Messrs. Packard, Roberts, Leeds, Pendleton, and Stone.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. O'Brien of Hamilton:

A petition asking for a change of the laws in relation to road corporations.

Referred to the Committee on Corporations:

By Mr. Hanna:

A petition asking for a change of the collection laws, so as to make debts collectable at the place where contracted.

Referred to the Committee on the Judiciary.

By Mr. Niblack :

A petition on the same subject.

Referred to the Committee on the Judiciary.

By Mr. Shoaff of Allen :

A petition on the same subject.

Referred to the Committee on the Judiciary.

By Mr. Roberts :

A petition from A. J. Cotton, of Dearborn county.

Referred to the Committee on Agriculture.

By Mr. Newman :

A petition asking for a law for the taxation of the property of colored persons, for the education of the children of colored persons.

Referred to the Committee on Education.

REPORTS FROM STANDING COMMITTEES.

By Mr. Roberts, Chairman of the Committee on Elections :

MR. SPEAKER :

The Committee on Elections, to which was referred the notices of Messrs. James K. Plummer and James H. Kennedy, contesting the seats of Hon. John S. Tarkington and Hon. William H. Kendrick, the sitting members of this House, from the county of Marion, have had the same under consideration, and have instructed me to report said notices back to the House, and recommend that they lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Elections, to whom was referred House bill

No. 36, (introduced by Mr. Gregg,) have had the same under consideration, and have instructed me to report the same back to the House, and recommend that it lie on the table.

The report was concurred in.

By Mr. Spencer, from the same committee :

MR. SPEAKER :

A majority of the Committee on Elections, to whom was referred joint resolution No. 9, (introduced by Mr. Cason,) have instructed me to report the same back to the House, and recommend that it lie on the table.

Mr. Roberts made the following minority report from the same committee :

MR. SPEAKER :

The minority of the Committee on Elections, to whom was referred joint resolution No. 9, (introduced by Mr. Cason,) have instructed me to report the same back to the House, and recommend its passage.

Mr. Cason moved to amend the majority by inserting the minority report.

Mr. Hanna moved to refer the resolution and reports to the Committee on the Judiciary.

It was so referred.

Mr. Roberts, the chairman of the Committee on Elections, made the following majority report :

MR. SPEAKER :

A majority of the Committee on Elections, to whom was referred Joint Resolution No. 12, introduced by Mr. Cason, have instructed me to report the same back to the House, and recommend its passage.

Mr. Spencer, from the same committee, made the following minority report :

MR. SPEAKER :

The minority of the Committee on Elections to whom was

referred Joint Resolution No. 12, introduced by Mr. Cason, have instructed me to report the same back to the House, and recommend that the same lie on the table.

Mr. Brown moved to refer the resolution and reports to the Committee on the Judiciary.

Mr. Humphreys moved that the joint resolution be indefinitely postponed;

Upon which question Messrs. Roberts and Atkison demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Given,	Lee,	Puett,
Abbett,	Hetfield,	Lemmon of H.,	Rippey,
Brown,	Hawk,	Milroy,	Shaffer,
Burton,	Humphreys,	Niblack,	Shoaff of Jay,
Cook,	Kemp of Dubois,	O'Brien of M.,	Spencer, and
Donaldson,	Kemp of Vigo,	Pendleton,	Williams—25.
Ferris,	Lasselle,		

Those who voted in the negative were—

Messrs.	Griffith,	Lake,	Paekard,
Anderson,	Hall,	Lamb,	Pettibone,
Atkison,	Harden of W.,	Leeds,	Richardson,
Baker,	Hardin of P.,	Lemmon of S.,	Roberts,
Blocher,	Harney,	Marshall,	Robinson,
Brogan,	Hershey,	Mason,	Roe,
Budd,	Holcomb,	McCaughy,	Ryan,
Beyerle,	Hon,	Moorman,	Shoaff of Allen,
Cason,	Hostetter,	Morgan,	Stone,
Chambers,	Howard,	Mustard,	Tarkington,
Collins,	Hawk,	Mutz,	Van Buskirk,
Davis,	James,	Newman,	Veatch,
DeBruler,	Johnson,	Noyes,	Wolfe,
Forrester,	Jones,	O'Brien of H.,	Woodruff, and
Gregg,	Kendrick,	Osborne,	Mr. Speaker—61.
Gregory,	Kilgore,		

So the resolution was not indefinitely postponed.

The question being, shall the resolutions and reports be referred to the Committee on the Judiciary?

It was so referred.

On motion,
The House adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Griffith offered the following resolution :

WHEREAS, The land of Henry Clay, John J. Crittenden, Joseph Holt, Cassius M. Clay, and Thos. F. Marshall, the old State of Kentucky, has been conspicuous for eloquence, patriotism and chivalry, and has hitherto been an object of our warmest regards; therefore,

Resolved by this House, (the Senate concurring,) That with emotions of ardent hope and intense pleasure, we hail the evidences of true patriotism contained in the following joint resolution, offered in the Senate of the commonwealth of Kentucky, by Mr. Geceiss :

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Federal Government of the United States being engaged in a terrible war for the suppression of a causeless and wicked rebellion, which aims to sunder the Union and destroy the Government, Kentucky being an integral portion of the Government, a loyal State thereof, and having long since plighted her faith to that Government, to aid in the suppression of the rebellion and the restoration of the Government, with the rights of all the States, that notwithstanding she holds opinions adverse to the policy and constitutional power of some of the war measures of the Chief Executive of the Nation, still unwavering in her devotion and attachment to the Government of her illustrious ancestors and revolutionary sires. She again reiterates her pledges of fidelity to the great common cause, and with all her energies, with all her power, and with all her means, will advance steadily forward in the prosecution of the war, to the crushing of the rebellion, and the restoration of the Union and the Constitution.

Mr. Puett moved to amend by striking out the name of Cassius M. Clay.

Mr. Van Buskirk moved to strike out all the names in the preamble.

Not agreed to.

The question being upon the amendment offered by Mr. Puett, Messrs. Wolfs and Roberts demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harney,	Lemmon of H.,	Richardson,
Abbett,	Hetfield,	Lemmon of S.,	Ripsey,
Bird,	Holcomb,	Mason,	Roberts,
Blocher,	Hon,	McCaughey,	Ryan,
Brown,	Howard,	Miller,	Shaffer,
Burton,	Howell,	Milroy,	Shoaff of Allen,
Collins,	Howk,	Mustard,	Shoaff of Jay,
Cook,	Humphreys,	Mutz,	Spencer,
De Bruler,	Johnson,	Niblack,	Veach,
Donaldson,	Kemp of Dubois,	O'Brien of M.,	Waterman,
Ferris,	Kemp of Vigo,	Osborne,	Williams,
Forrester,	Lake,	Packard,	Wolfe,
Hall,	Lasselle,	Pendleton,	Weollen, and
Harden of W.,	Lee,	Puett,	Mr. Speaker—56.
Hardin of Perry,			

Those who voted in the negative were—

Messrs.	Gregory,	Kilgore,	O'Brien of H.,
Anderson,	Griffith,	Lamb,	Perry,
Cason,	Hershey,	Leeds,	Pettibone,
Cass,	Higgins,	Marshall,	Robinson,
Chambers,	Hostetter,	Moorman,	Stone, and
Davis,	James,	Morgan,	Tarkington—25.
Gregg,			

So the amendment was adopted.

The resolution was then adopted.

Leave of absence was granted to Messrs. Hetfield, Reitz, and Gregory.

On motion,
The order of business was suspended.

Mr. Puett, from a select committee, made the following report :

MR. SPEAKER :

I am directed by the select committee, to whom was referred the resolution to ascertain the number of appointees of the elective officers of the House, and the number of such appointees necessary for the transaction of the business of this House, to submit the following report as the result of their investigation :

The committee are satisfied that the number of Clerks in the departments of the principal and assistant Clerks is not greater than required to perform the duties of their departments. Also, that the number of Pages on the floor of the House is not greater than the efficient and prompt discharge of its business demands. The committee, therefore, recommend that no change be made as to the Clerks and Pages. The committee are satisfied, and there is an unnecessary number of appointees in the department of the Doorkeeper, and have wasted much time in endeavoring to ascertain their names. Mr. Benedict Burns, the Doorkeeper, has, for his own reasons, stubbornly refused to furnish them to the committee; and has, also, refused to discharge any of his employees when requested. The committee, after considering all the facts which have come within their knowledge, are fully satisfied that Mr. Burns, the present Doorkeeper, lacks the proper qualifications for discharging the duties of Doorkeeper of this House, and, therefore, submit the following resolution, and recommend its adoption :

Resolved, That this House do now dispense with the services of Benedict Burns, as Doorkeeper.

The committee further state that there are a number of the appointees of the Doorkeeper who have faithfully discharged their duties in their different stations, and herewith submit their names, and recommend they be retained in their places, and that those whose names are not mentioned herein, be discharged :

Col. Jeptha Garagus, J. P. Frazier, Daniel Paisley Sturgeon, J. D. English, Stone J. Lanahan, Thomas Dorsey, J. McClurg, Richard Robinson, Hugh Penticost, Paul ———.

The committee further recommends that J. P. Frazier be directed

by the House to act as Doorkeeper thereof until a Doorkeeper be elected. All of which is respectfully submitted.

On motion of Mr. Roberts, the further consideration of the report was postponed until to-morrow at 10 o'clock, A. M., and made the special order for that hour.

ORDERS OF THE DAY.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution:

WHEREAS, It is especially due to the people, while the burdens and sacrifices of a dire civil war are fearfully taxing their energies, that rigid investigation should be made of the official conduct of their public servants, to whom the control of public monies may have been intrusted; and

WHEREAS, The people of the State of Indiana demand of the Legislature a faithful and fearless discharge of such duty, therefore

Resolved, That a special committee of five be appointed by the President of the Senate to investigate the expenditures in the State Quartermaster's Department, the purchase of arms by the State, and the management of the State Arsenal; and that said committee be authorized to send for persons and papers, and report the result of their investigations, in which the concurrence of the House is requested; and the President of the Senate has, on the part of the Senate, appointed on said committee Senators Brown of Wells, Cobb, Downey, Brown of Randolph, and New.

Mr. Brown moved that the resolution of the Senate be concurred in, with the following amendment.

Insert, in the proper place, "and a committee of five upon the part of the House, to act with the committee on the part of the Senate."

Mr. Tarkington moved to amend the amendment by adding to said resolution, after the words "persons and papers," and in making such investigation, said committee shall notify such Quarter-

master, whose department they are about to investigate, of the time and place of such investigation, and said Quartermaster shall be entitled to be and appear before such committee in person, and by attorney, to cross-examine and introduce witnesses in his behalf.

Adopted.

Mr. Higgins offered the following amendment to the amendment:

Add to the section the words "to the General Assembly."

Adopted.

The question being on the concurrence of the House in the resolution, and the amendment offered by Mr. Brown,

Messrs. Packard and Brown demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Gregg,	Kendrick,	Pendleton,
Abbett,	Gregory,	Kilgore,	Perry,
Anderson,	Griffith,	Lake,	Puett,
Atkison,	Hall,	Lamb,	Richardson,
Bird,	Hanna,	Lasselle,	Rippey,
Blocher,	Harden of W.,	Leeds,	Roberts,
Branham,	Hardin of P.,	Lemmon of H.,	Robinson,
Brogan,	Harney,	Lemmon of S.,	Roe,
Brown,	Hetfield,	Marshall,	Ryan,
Budd,	Hershey,	Mason,	Shaffer,
Burton,	Higgins,	McCaughey,	Shoaff of Allen,
Beyerle,	Holcomb,	Miller,	Shoaff of Jay,
Cason,	Hon,	Milroy,	Spencer,
Cass,	Hostetter,	Moorman,	Stone,
Chambers,	Howard,	Mustard,	Tarkington,
Collins,	Howell,	Mutz,	Van Buskirk,
Cook,	Howk,	Newman,	Veach,
Davis,	Humphreys,	Niblack,	Waterman,
DeBruler,	James,	Noyes,	Williams,
Donaldson,	Johnson,	O'Brien of H.,	Wolfe,
Ferris,	Jones,	O'Brien of M.,	Woodruff,
Forrester,	Kemp of Dubois,	Osborne,	Woollen, and
Given,	Kemp of Vigo,	Packard,	Mr. Speaker—91.

Mr. Lee voted in the negative—1.

So the resolution of the Senate was concurred in, with the amendment.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution:

Resolved, That a select committee of one from each Congressional District, be appointed on the part of the Senate, to act with a like committee to be appointed on the part of the House, to propose and present to the Senate an apportionment bill, districting the State for Representatives in the Congress of the United States, in which the concurrence of the House is requested; and the President of the Senate has appointed the following Senators on said committee:

Senators Ray, Fuller, Wolfe, Shields, Pleak, March, Wilson, White, Teegarden, Graves, and Brown of Wells.

Which was informally laid on the table.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House, that the Senate has passed the accompanying concurrent resolution:

Resolved, That a select committee of one from each Congressional District, be appointed on the part of the Senate, to act with a like committee to be appointed on the part of the House, to prepare and present to the Senate an apportionment bill, districting the State for State Senators and Representatives in the General Assembly, in which the concurrence of the House is respectfully requested; and the President of the Senate has appointed the following Senators on said committee on the part of the Senate:

Senators Williams, Bradley, Hord, Gifford, Mellett, Blair, Johnson, Culver, Corbin, Hoagland and Grubb.

Which was informally laid upon the table.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution :

WHEREAS, All governments derive their just honors from the consent of the people governed, and no people can give that consent without a just knowledge of the acts of their agents ; and

WHEREAS, An over taxed and heavily burdened people, everywhere, are demanding earnestly of their Representatives and agents in every department, an observance of that rigid economy which alone can preserve the integrity, vigor, and life of any government, or the liberties of her people ; therefore, in order to further the accomplishment of said objects,

Be it resolved by the Senate (the House of Representatives concurring), That a committee of five, two from the Senate and three from the House, be appointed to wait upon His Excellency, Governor Morton, and request him to fix a time, at as early a day as possible, when he will report to this Legislature how much of the one million appropriated May 31, 1861, came to his hands ; also, how much of the one hundred thousand, appropriated as a contingent for the Governor, came into his hands, and what amount, if any, of bonds were issued by him, under an act approved May 13, 1861, to authorize the Governor to issue bonds, &c., and for him to give a detailed statement of the disbursement of said funds ; also for him to report to this Legislature whether the Federal Government has not paid to him, for the benefit of the State, an amount sufficient to cover all, or nearly all, the advances made by the State on account of the war ; also to report to this Legislature what offices and employees, growing out of the present war, are now being paid by the State ; the salaries and other expenditures of said employees and officers charged to the State ; and what other expenditures, if any, growing out of the same cause, is being charged against the State ; in which the concurrence of the House is respectfully requested : and the President of the Senate has appointed the following Senators on the part of the Senate :

Senators Corbin and Claypool.

The resolution of the Senate was concurred in.

BILLS ON THEIR THIRD READING.

House bill No. 9. To repeal an act to ascertain the fees of certain officers ;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Forrester,	Johnson,	Pendleton,
Abbett,	Given,	Kemp of Dubois,	Perry,
Anderson,	Gregg,	Kemp of Vigo,	Pettibone,
Baker,	Gregory,	Kilgore,	Puett,
Bird,	Hall,	Lake,	Richardson,
Blocher,	Hanna,	Lasselle,	Rippey,
Brogan,	Harden of W.,	Leeds,	Roberts,
Brown,	Hardin of Perry,	Lemmon of H.,	Robinson,
Budd,	Hetfield,	Lemmon of S.,	Ryan,
Burton,	Hershey,	Marshall,	Shaffer,
Cason,	Higgins,	Mason,	Shoaff of Allen,
Cass,	Holcomb,	McCaughy,	Shoaff of Jay,
Chambers,	Hon,	Miller,	Spencer,
Collins,	Hostetter,	Milroy,	Stone,
Cook,	Howard,	Mutz,	Veach,
Davis,	Howell,	Niblack,	Williams,
De Bruler,	Howk,	O'Brien of M.,	Wolfe,
Donaldson,	Humphreys,	Osborne,	Woollen, and
Feris,	James,	Packard,	Mr. Speaker—75.

Those who voted in the negative were—

Messrs.	Lamb,	Mustard,	Tarkington,
Griffith,	Lee,	Noyes,	Van Buskirk,
Harney,	Moorman,	O'Brien of H.,	Waterman, and
Jones,	Morgan,	Roe,	Woodruff—16.

So the bill passed.

Ordered, That the Clerk inform the Senate thereof.

House bill No. 15. An act to authorize the Governor to issue a patent to Aaron Foster for certain Michigan Road lands in La-porte county;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lake,	Perry,
Anderson,	Hall,	Lamb,	Pettibone,
Atkison,	Hanna,	Lasselle,	Puett,
Bird,	Harden of W.,	Lee,	Richardson,
Blocher,	Hardin of Perry,	Leeds,	Rippey,
Brauham,	Harney,	Lemmon of H.,	Roberts,
Brogan,	Hetfield,	Lemmon of S.,	Robinson,
Brown,	Hershey,	Marshall,	Roc,
Budd,	Higgins,	Mason,	Ryan,
Burton,	Holcomb,	McCaughey,	Shaffer,
Beyerle,	Hon,	Miller,	Shoaff of Allen,
Cason,	Hostetter,	Milroy,	Shoaff of Jay,
Cass,	Howard,	Moorman,	Spencer,
Chambers,	Howell,	Morgan,	Stone,
Collins,	Howk,	Mustard,	Tarkington,
Cook,	Humphreys,	Mutz,	Van Buskirk,
Davis,	James,	Niblack,	Veach,
De Bruler,	Johnson,	Noyes,	Waterman,
Donaldson,	Jones,	O'Brien of H.,	Williams,
Ferris,	Kemp of Dubois,	O'Brien of M.,	Wolfe,
Forrester,	Kemp of Vigo,	Osborne,	Woodruff,
Gregg,	Kendrick,	Packard,	Woollen, and
Gregory,	Kilgore,	Pendleton,	Mr. Speaker-91.

None voting in the negative.

So the bill passed.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of the passage of the following resolutions:

Resolved, That the members and officers of the Senate have received, with deep sensibility, the melancholy intelligence of the death of the Hon. Thomas Shoulders, late a Senator from the county of Dubois.

Resolved, That in token of respect for the memory of the deceased, the members and officers of the Senate will wear the usual

badge of mourning during the remainder of the present session of the General Assembly.

Resolved, That arrangements be made at the expense of the State to convey the body of the deceased to his family residence.

Resolved, That the members and officers of the Senate will form in procession at the Farmers' Hotel on Illinois street, on the 30th inst., at 7 o'clock A. M., and from thence attend the corpse to the Union Depot.

Resolved, That his Excellency the Governor, the Judges of the Supreme Court, and the other officers of the State now at the seat of Government, be invited to unite in the procession, and that joint participation on the part of the members and officers of the House of Representatives be requested.

Resolved, That the President of the Senate be directed to appoint two Senators to accompany the remains of our departed friend to his late residence in the county of Dubois, under the charge of the Sergeant-at-Arms.

Resolved, That the President of the Senate transmit a copy of these resolutions to the family of the deceased.

Resolved, That a committee be appointed to make the requisite arrangements upon this mournful occasion.

Resolved, That, as a further token of respect for the deceased, we do now adjourn.

The President of the Senate has appointed Senators March, Cobb, and Ray, a committee to make the proper arrangements on the mournful occasion.

And the President of the Senate has appointed Senators Williams and Shields to accompany the remains of the deceased Senator to his late home in Dubois county, Indiana.

In which the concurrence of the House of Representatives is respectfully requested.

The resolutions of the Senate were concurred in.

Mr. Niblack moved that a committee of two be appointed on

the part of the House to accompany the remains of the Senator to his late residence, to which the House consented.

Messrs. Kemp of Dubois and De Bruler were appointed such committee.

Mr. Brown moved that a committee of arrangements, consisting of three, be appointed to act in concert with the committee of the Senate appointed for that purpose.

Agreed to.

Messrs. Branham, Niblack, and Holcomb were appointed said committee.

The House then adjourned.

FRIDAY MORNING, }
January 30, 1863. }

House met.

The reading of the Journal was dispensed with.

The order of business was dispensed with.

House bill No. 54. An act to authorize County Treasurers to offer lands delinquent for taxes for sale at the Auditor's office;

Was read the third time.

Mr. Morgan moved to recommit the bill, with instructions to strike out the emergency clause.

Mr. Budd moved to further instruct the Committee to report an amendment legalizing the sales of delinquent lands, at the Auditor's office, in counties where there are no Court Houses.

The bill and amendments were recommitted to the Committee on the Judiciary.

BILLS INTRODUCED.

By Mr. Lake:

House bill No. 107. An act for the relief of Nineveh Berry.
The bill was read the first time, and passed to a second reading.

By Mr. Spencer:

House bill No. 108. An act to amend the sixteenth section of an act entitled an act providing for the organization of County Boards, and prescribing some of their duties, approved June 17, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. Miller:

House bill No. 109. An act for the relief of borrowers of the Sinking Fund, and to amend section one, of an act for the relief of borrowers of the Sinking Fund, approved March 9, 1861.

The bill was read the first time, and passed to a second reading.

By Mr. Roberts:

House bill No. 110. An act to amend section one of an act entitled "An act to amend section three of an act entitled 'An act for the regulation of Weights and Measures,'" approved February 28, 1855.

The bill was read the first time, and passed to a second reading.

By Mr. Waterman:

House bill No. 111. An act to provide for the transfer of Sinking Fund Mortgages to Counties which are entitled to dividends of said fund, and prescribing the duties of certain officers, and persons wishing such transfer; and repealing all laws and parts of laws coming in conflict with this act.

The bill was read the first time, and passed to a second reading.

By Mr. McCaughey:

House bill No. 112. An act to amend section 119 of an act entitled an act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana for the election of Township Assessors, and prescribing the duties of Assessors, Appraisers of Real Property, County Treasurers, Auditors, and of the Treasurer and Auditor of State, approved January 21, 1852.

The bill was read the first time, and passed to a second reading.

By Mr. O'Brien of Hamilton :

House bill No. 113. An act to amend section fourteen of an act entitled " An act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of their roads.

The bill was read the first time, and passed to a second reading.

By Mr. Miller :

House bill No. 114. An act entitled an act requiring Recorder's to certify to their record of deeds, mortgages and other instruments admissible to record.

The bill was read the first time, and passed to a second reading.

By Mr. Holcomb :

House bill No. 115. An act to amend an act entitled an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act.

The bill was read the first time, and passed to a second reading.

By Mr. Hawk :

House bill No. 116. A bill for an act to amend the seventh section of an act entitled " An act to provide for the election of a reporter, and a speedy publication of the decisions of the Supreme Court, and for the compensation of such Reporter," approved February 5, 1852.

The bill was read the first time, and passed to a second reading.

Messrs. Pettibone, Wolfe, Milroy, Noyes, Beyerle, James, Brown, Garvin, Shaffer and Leeds, obtained leave of absence.

The Committee on the Affairs of the States' Prisons North and South, obtained leave of absence for four days of next week.

The special order being the consideration of the report of the Select Committee in relation to the employees of the House, Mr. Puett asked a division of the question.

Mr. Roberts moved that the doorkeeper be heard in his own defense.

Agreed to.

Mr. Leeds moved that the further consideration of the special order be postponed until Wednesday next, at 10 o'clock, A. M., and made the special order for that hour.

Not agreed to.

Mr. Roberts moved that the resolution reported by the committee lie on the table.

Messrs. Puett and Anderson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.

Davis,	Hall,	Leeds, and	Perry—4.
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Those who voted in the negative were—

Messrs.	Griffith,	Lamb,	Packard,
Abbett,	Harden of W.,	Lasselle,	Pendleton,
Anderson,	Hardin, of P.,	Lee,	Puett,
Atkison,	Harney,	Lemmon of S.,	Richardson,
Baker,	Higgins,	Lemmon of H.,	Rippey,
Bird,	Hetfield,	Marshall,	Roberts,
Branham,	Holcomb,	Mason,	Robinson,
Brogan,	Hon,	McCaughey,	Roe,
Brown,	Hostetter,	Miller,	Ryan,
Burton,	Howard,	Milroy,	Shaffer,
Budd,	Howell,	Moorman,	Shoaff of Allen,
Beyerle,	Howk,	Morgan,	Shoaff of Jay,
Cass,	Humphreys,	Mustard,	Spencer,
Chambers,	James,	Mutz,	Stone,
Collins,	Johnson,	Newman,	Tarkington,
Cook,	Jones,	Niblack,	Van Buskirk,
Donaldson,	Kemp of Vigo,	Noyes,	Veach,
Ferris,	Kendrick,	O'Brien of H.,	Williams,
Forrester,	Kilgore,	O'Brien of M.,	Wolfe, and
Given,	Lake,	Osborn,	Woodruff—78.
Gregg,			

So the House refused to lay the resolution on the table.

Mr. Anderson moved to reconsider the vote on the motion to permit the doorkeeper to be heard in his own behalf.

Which was agreed to.

The question then being on the motion made by Mr. Roberts, that the doorkeeper be heard in his own behalf;

It was again adopted.

Messrs. Veach and Johnson obtained leave of absence.

The House adjourned until two o'clock P. M.

2 O'CLOCK P. M.

House met.

The report of the select committee being still under consideration, Mr. Lasselle moved that the matter pending be referred to a select committee of five, to whom the doorkeeper shall furnish the number and names of his appointees, and that the committee be instructed to report on Wednesday morning next.

Mr. Abbett moved that the motion lie on the table.

The question being on the motion to lie on the table, Messrs. Mason and Roberts demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Cass,	Jones,	O'Brien of H.,
Abbett,	Chambers,	Kendrick,	O'Brien of M.,
Anderson,	Davis,	Lamb,	Richardson,
Atkison,	Gregg,	Lemmon of H.,	Robinson,
Baker,	Griffith,	Marshall,	Roe,
Bird,	Harney,	Moorman,	Tarkington,
Branham,	Holcomb,	Morgan,	Van Buskirk
Brown,	Hon,	Newman,	Waterman, and
Budd,	Howk,	Noyes,	Woodruff—37.
Burton,	Johnson,		

Those who voted in the negative were—

Messrs.	Harden of W.,	Leeds,	Rippey,
Blocher,	Hardin of Perry,	Lemmon of S.,	Roberts,
Brogan,	Higgins,	Mason,	Ryan,
Beyerle,	Hostetter,	Milroy,	Shaffer,
Collins,	Howard,	Mustard,	Shoaff of Allen,
Cook,	Howell,	Mutz,	Shoaff of Jay,
Ferris,	Humphreys,	Niblack,	Spencer,
Forrester,	Kemp of Vigo,	Osborn,	Stone,
Given,	Kilgore,	Packard,	Williams, and
Hall,	Lake,	Pendleton,	Mr. Speaker—42.
Hanna,	Lasselle,	Perry,	

So the motion was not laid on the table.

The motion to refer to the select committee of five was adopted.

The Speaker appointed Messrs. Lasselle, Abbett, Moorman, Roberts, and Chambers, said committee.

BILLS INTRODUCED.

By Mr. Packard:

House bill No. 117. An act to authorize the transfer of the congressional township school fund, which accrued from the sale of school lands within the territory now forming the county of Newton, to said county from the county of Jasper.

The bill was read, and passed to a second reading.

By Mr. Van Buskirk:

House bill No. 118. An act to amend the twelfth section of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof.

The bill was read, and passed to a second reading.

By Mr. Shaffer:

House bill No. 119. An act to amend the twenty-first section of an act entitled an act to fix the times of holding the common

pleas courts in the several counties of this State, the duration of the terms thereof, and making all process from the present common pleas courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent herewith, approved March 5, 1859, and providing for the return of process to the terms fixed by this act, and declaring when this act shall take effect.

The bill was read and passed to a second reading.

By Mr. Roberts :

House bill No. 120. An act to amend section eleven of an act entitled "an act providing for the election and prescribing certain duties of county surveyor," approved June 17, 1852.

The bill was read, and passed to a second reading.

By Mr. Lasselle:

House bill No. 121. An act to prohibit and punish arbitrary arrests.

The bill was read, and passed to a second reading.

By Mr. Burton:

House bill No. 122. An act amending "an act entitled 'an act to provide for the more uniform mode of doing township business, &c.," approved February 18, 1859.

The bill was read, and passed to a second reading.

By Mr. Lasselle:

House bill No. 123. An act to amend sections forty-seven (47) and forty-nine (49) of an act entitled "An act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852.

The bill was read, and passed to a second reading.

By Mr. Packard:

House bill No. 124. A bill to amend section second of an act prescribing the duties and fixing the compensation of State Agent, approved June 17, 1852.

The bill was read the first time.

Mr. Packard moved that the rules be suspended, and the bill read the second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were—

Messrs.	Given,	Lamb,	Puett,
Abbett,	Gregg,	Lasselle,	Richardson,
Baker,	Hall,	Lemmon of H.,	Roberts,
Bird,	Harden of W.,	Marshall,	Ryan,
Blocher,	Hardin of Perry,	Miller,	Shaffer,
Branham,	Harney,	Milroy,	Shoaff of Allen.
Brogan,	Holcomb,	Moorman,	Shoaff of Jay,
Brown,	Hon,	Mutz,	Spencer,
Budd,	Howard,	Niblack,	Tarkington,
Burton,	Howell,	Noyes,	Van Buskirk,
Beyerle,	Hawk,	O'Brien of H.,	Waterman,
Cass,	Humphreys,	Osborn,	Woodruff,
Chambers,	Kemp of Vigo,	Packard,	Woollen, and
Collins,	Kilgore,	Pendleton,	Mr. Speaker—57.
Cook,			

Those who voted in the negative were—

Messrs.	Griffith,	Johnson,	Pettibone,
Anderson,	Higgins,	Leeds,	Robinson,
Atkison,	Hostetter,	Morgan,	Roe, and
Davis,	James,	Mustard,	Stone—16.

The Chair decided that the rule was not suspended.

From which decision Messrs. Packard and Harney made the following appeal to the House.

M. A. O. Packard, upon the first reading of House bill No. 124, introduced by him, moved that the rules be suspended and the bill read a second time now. The "ayes" and "noes" being called upon that motion, there were found to be 57 voting in the affirmative, and 16 in the negative, whereupon the Speaker decided that the constitutional rule was not suspended, to which ruling of the Chair Messrs. Packard and Harney excepted, and hereby take their appeal to the House, and do so upon the ground that two-thirds of a quorum were found voting in the affirmative.

The question being, shall the decision of the Chair stand as the decision of the House?

Those who voted in the affirmative were—

Messrs.	Davis,	Humphreys,	O'Brien of M.,
Abbett,	Donaldson,	James,	Osborn,
Atkison,	Ferris,	Johnson,	Perry,
Anderson,	Forrester,	Jones,	Pnett,
Baker,	Gregg,	Kilgore,	Richardson,
Bird,	Griffith,	Lamb,	Rippey,
Blocher,	Hall,	Lasselle,	Robinson,
Branham,	Harden of W.,	Lemmon of H.,	Roe,
Brogan,	Hardin of Perry,	Marshall,	Ryan,
Brown,	Higgins,	Miller,	Shaffer,
Budd,	Holcomb,	Moorman,	Shoaff of Jay,
Burton,	Hon,	Morgan,	Stone,
Beyerle,	Hostetter,	Mustard,	Tarkington,
Cass,	Howard,	Newman,	VanBuskirk,
Chambers,	Howell,	Noyes,	Williams, and
Collins,	Howk,	O'Brien of H.,	Woodruff—65.
Cook,			

Those who voted in the negative were—

Messrs.	Niblack.	Roberts,	Spencer, and
Given,	Packard,	Shoaff of Allen,	Woollen—9.
Harney,	Pendleton,		

So the decision of the Chair was sustained.

By consent of the House,

Mr. Niblack offered the following resolution, which was adopted:

Resolved, That when this House adjourns, it will adjourn until Monday next, at 2 o'clock, P. M.

The House took up the resolution of Mr. Pendleton, relative to appointing a committee to examine bills of the House as to Orthography, Grammar, Punctuation, &c.

On motion of Mr. Moorman,

The resolution was referred to a select committee of two.

Messrs Pendleton and Lasselle were appointed said Committee.

The Speaker laid before the House a communication from the President of the Benevolent Institutions of the State;
Which was informally laid on the table.

The Speaker laid before the House a communication from the State Board of Agriculture.

Referred to the Committee on Agriculture.

Mr. Kilgore offered the following resolution:

Resolved, That the doorkeeper be authorized to have furnished each member, three additional copies of each of the daily and weekly papers now furnished, enveloped and stamped, to be regularly mailed by the members to the soldiers who are battling to preserve the Union.

The resolution was not adopted.

The House adjourned until 2 o'clock on Monday.

MONDAY, February 2, 1863.

The House met.

The Speaker ordered a call of the House.

Fifty-two members answered to their names.

On motion of Mr. Lasselle,

The House adjourned until to-morrow, at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
 February 3, 1863. }

House met.

The Journal of yesterday was read and approved.

Mr. Moorman moved a call of the House, which was ordered.

Sixty-two members answered to their names.

Those who were absent without leave were—

Messrs. Hanna, Johnson, Lasselle, Lamb, Morgan, O'Brien of Martin, Pendleton and Woollen.

On motion of Mr. Moorman,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Upon a call of the House, sixty-nine members answered to their names.

On motion of Mr. Anderson,

All further proceedings under the call were suspended.

The Speaker laid before the House a communication in reference to the arsenal.

The reading of the Journal of Friday was dispensed with.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Given :

A remonstrance in relation to the Court of Common Pleas ;

Referred to the Committee on the Organization of Courts.

By Mr. Roberts :

A remonstrance in relation to Senate bill No. 38.

Informally laid on the table.

By Mr. Hall :

A petition in relation to Turnpike Roads and Incorporation of Towns.

Referred to the Committee on Corporations.

By Mr. Woodruff :

A petition in relation to the education of the children of persons of color.

Referred to the Committee on Education.

By Mr. Anderson :

A petition asking for a law enforcing the collection of debts where contracted.

Referred to the Committee on the Judiciary.

By Mr. Harney :

A petition from the citizens of Montgomery County, asking for legislation to enforce the thirteenth article of the Constitution.

Referred to the select committee on that subject.

Mr. Lasselle, chairman of the Committee on Engrossed Bills, made the following report:

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared House bills Nos. 4, 22, 27, 44, 66, 69 and 95; Senate bill No. 10, and joint resolutions Nos. 6 and 11, with the originals, and find the same, in all respects, accurately and correctly engrossed, and corrected under their direction.

The report was concurred in.

Mr. Roberts, from a select committee, made the following report :

MR. SPEAKER :

A majority of the Select Committee, to which was referred the concurrent resolution, introduced by Mr. Woollen, proposing a conference of the Legislatures of Ohio, Kentucky, Indiana and Illinois, at Louisville, Kentucky, on the 22d day of February, have had the same under consideration, and have directed me to report it back to the House, with the following amendments, and that when so amended, they recommend its passage :

1st. Strike out in line five, of the first resolution, the following words, " 22d day of February," and insert the following, "*23d day of February.*"

2nd. Strike out in line first, of the second resolution, the following words, " His Excellency, the Governor," and insert the "*Secretary of State.*"

The committee further recommend that the resolution introduced by Messrs. Brogan, Lasselle and Blocher, together with accompanying amendments, do lie on the table.

The report was informally laid on the table.

Mr. Ferris, from a Select Committee, made the following report:

MR. SPEAKER:

The Special Committee, to whom was referred resolution No. 24, of this House, requesting His Excellency, the Governor, to inform this House in regard to the disposition of the drafted men from the several counties, have had the same under consideration, and herewith report the same back, and recommend the adoption of the resolution.

Mr. Harney moved to amend by striking out that portion of the resolution requiring the Governor to report the number of drafted men from each county.

Agreed to.

The resolution was adopted.

Mr. Lasselle, from a Select Committee, made the following report:

MR. SPEAKER:

The Select Committee, to whom was referred, on the 30th ultimo,

the matters then under consideration, relating to the number of appointees by the doorkeeper, and the discharge of that officer, have had the same under consideration, and have instructed me to report:

1st. That in their opinion the doorkeeper has made some more appointments than are required by the demands of the House, at least for present emergencies. They therefore recommend the passage of the following resolution, which they deem to include all the assistance that is necessary for the present:

Resolved, That the doorkeeper is hereby permitted and directed to employ, until further orders, the following assistance, and no more, to wit:—One assistant doorkeeper, one watchman of the hall, three attendants on the floor of the House for general purposes, two firemen in the hall, one joint mail carrier acting for the Senate and House, one privy and spittoon cleaner, two folders and attendants to stationery room, one doorkeeper for committee rooms, and two firemen to attend furnace.

2nd. In regard to the question of the discharge or expulsion of the doorkeeper, the Committee are of the opinion that their officer has not been guilty of such dereliction of duty, or contempt of the House, as would justify so harsh a measure as his discharge.

They do think, however, that the doorkeeper did not observe proper decorum and courtesy towards the former Committee, and indirectly towards the House, in the employment in his report to them of the following words, to wit:—"The Black Republican Legislature had four, and a General Superintendent at four dollars per day," "All sound Democrats and a d——d good set of fellows." They therefore recommend that the doorkeeper be required to amend his report to the former Committee, by striking out the above recited passages therein, and apologize to the House therefor; and that, in default thereof, he be reprimanded by the Speaker in the presence of the House.

Mr. Miller moved that the report lie on the table.

Not agreed to.

The question being shall the House concur in the report,

Messrs. Anderson and Cason demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lee,	Roberts,
Abbett,	Harden of W.,	Lemmon of H.,	Robinson,
Atkison,	Hardin of P.,	Mason,	Ryan,
Baker,	Hetfield,	McCaughey,	Shaffer,
Cass,	Hon,	Miller,	Shoaff of Allen,
Chambers,	Hostetter,	Moorman,	Shoaff of Jay,
Cook,	Howell,	Morgan,	Spencer,
Davis,	Howk,	Mutz,	Van Buskirk,
Donaldson,	Humphreys,	O'Brien of H.,	Veach,
Ferris,	Lake,	Pendleton,	Wolfe, and
Given,	Lamb,	Perry,	Woollen—46.
Griffith,	Lasselle,	Richardson,	

Those who voted in the negative were—

Messrs.	Gregory,	Kendrick,	O'Brien of M.,
Anderson,	Harney,	Leeds,	Osborn,
Bird,	Hershey,	Lemmon of S.,	Stone,
Branham,	Hutchings,	Mustard,	Tarkington,
Budd,	Jones,	Newman,	Waterman and
Cason,	Kemp of Dubois,	Niblack,	Woodruff—25.
Gregg,	Kemp of Vigo,	Noyes,	

So the report was concurred in.

RESOLUTIONS OF THE HOUSE.

By Mr. Niblack:

Resolved, That the Committee on Corporations be instructed to inquire into the expediency of so amending the general law for the incorporation of cities in this State, as to make a more liberal provision for appeals from the action of the Mayors and Common Councils of such cities, and to report by bill or otherwise.

Adopted.

By Mr. Hall:

Resolved, That the Military Committee be requested to examine an act making additional general appropriations for the years 1861 and 1862, and defining the funds from which they are to be paid, and providing for a committee to audit claims upon said appropri-

ation, and providing for the expenses thereof, approved May 31, 1861, and see whether any additional legislation is necessary; also, whether there are not vacancies that should be filled in said Board of Commissioners.

Adopted.

By Mr. Newman :

Resolved, That the Committee on the Judiciary be instructed to inquire into and ascertain whether, under existing laws, the marriage of a female ward to a person of full age, discharges the guardian from the control of her personal property, and report by bill or otherwise.

Adopted.

By Mr. Budd :

Resolved, That the Committee on County and Township Business be instructed to inquire into the expediency of abolishing the office of Township Assessors, and requiring the assessment to be made by Township Trustees, and report by bill or otherwise.

Adopted.

By Mr. Hutchings :

Resolved, That the Committee on County and Township Business inquire into the expediency of so amending the law as to authorize Boards of County Commissioners to hold their Courts in the Auditor's office, or other place which may be more convenient than the Court-rooms, and that they report thereon by bill or otherwise.

Referred to the Committee on County and Township Business.

By Mr. Woodruff :

Resolved, That the Committee on Temperance be instructed to inquire into the expediency of so amending the law regulating the sale of intoxicating liquors, as to allow druggists to sell spirituous liquors, for medical purposes, in less quantities than one quart at a time, and report by bill or otherwise.

Adopted.

By Mr. Humphreys :

Resolved, That the Committee on Military affairs be instructed

to inquire what legislation is necessary on the military affairs of the State of Indiana, and that they report at an early day, by bill or otherwise.

Adopted.

By Mr. Waterman :

WHEREAS, It appears from the late report of the Auditor of State, that there are several small sums in the State Treasury belonging to various trust or other funds, which can be better and more economically managed elsewhere ; therefore, be it

Resolved, That the Committee on the Trust Funds be instructed to inquire into the condition of said funds, and the proper disposition to be made of the same, and report by bill or otherwise.

Adopted.

By Mr. Gregory :

Resolved, That whereas serious difficulties are likely to arise in the State of Indiana, which may result in bloodshed or civil war in our own borders, from the diversity of action and sentiment of many citizens of this State, in relation to the manner of carrying on the war for the suppression of the rebellion and the enforcement of the military authority in this State: AND WHEREAS, the people at large are looking, with trembling and fear, to every movement made by their Representatives and Senators in the present Legislature; therefore, be it

Resolved, By the members of this House that we do approve and cordially indorse the late order of Henry B. Carrington, Colonel 18th United States Infantry, commanding at Indianapolis, which order is hereto attached, and words as follows, to-wit:

Owing to erroneous statements in circulation prejudicial to good order and public quiet, the following statement is made public, respecting desertion and arrest of deserters; and the press of Indiana, as well as all good citizens, irrespective of party affiliations or antecedents, are invited to a cordial concurrence :

1. Deserters from the United States service, having voluntarily assumed their obligations as contractors to serve the Government for a consideration, have no excuse to screen themselves from their

obligations. Failure to do service is bad faith to the Government and the people.

2. Screening deserters, or aiding desertions, is a high offense, bringing no protection to the party deserting, but sapping the very foundation of good order and social peace, and leading to disorders, fruitless of good, but full of mischief.

3. Deserters now absent, if promptly returned, throughout the State, or surrendering themselves, will be recommended for kind consideration. Their friends should bring them, or urge them to come in at once. This is the manly way, and such as commends itself to every good citizen and lover of his country. Failure of absent soldiers or their friends to meet their just and legal requirements will inevitably result in the arrest of the offenders wherever found, their immediate trial by general court-martial, and the execution of the penalty affixed by sentence.

4. The current statement that such arrests, or the arrest of citizens who aid in the resistance to proper authority, have any relation whatever to political questions or parties, are without foundation. It is simply a question of bringing back to their obligations parties now in default, whoever or wherever they may be.

5. The arrests in Morgan county just made were simply of this character. It was an arrest, without bloodshed, of three deserters, and some armed men who, forgetful of their duties as citizens, fired upon the proper authorities legally charged with a legal duty, who thereby placed themselves in an attitude of deliberative and offensive resistance to legitimate process. Such arrests are common at all times, whether of peace or war; and it is hoped that no street reports will lead any, even in times of an excited public pulse, to misconstrue plain acts of duty, and shape them so as to increase public excitement and present disorder.

It is very easy to learn whether any reported orders are issued from these headquarters, and it may be here assumed that none will be promulgated that any good and loyal citizen of the United States will except to.

It is also assumed that the people of Indiana are true and loyal to the Union, and that they will cheerfully do their part to main-

tain the Government in these times of trial, and frown upon all resistance to legitimate authority as the only avenue of safe deliverance through all the issues of this war.

HENRY B. CARRINGTON,

Colonel 18th U. S. Infantry,

Commanding at Indianapolis.

Resolved, further, That we ask that the Senate be requested to concur in the adoption of the foregoing resolutions.

[Mr. Harney in the Chair.]

Mr. Buskirk offered the following amendment:

Resolved, That in the opinion of this Legislature the persons arrested in Morgan county, and all other persons who may be arrested, should not be held by military authorities, but should be turned over to the civil authorities for trial.

Mr. Branham moved to refer the resolution and amendment to a select committee of six.

Agreed to.

The Speaker appointed Messrs. Branham, Niblack, Woollen, Shaffer, Atkison, and Gregory said committee.

On motion of Mr. Branham,

It was ordered by the House that the Speaker be added to said committee.

Mr. Roberts offered

Joint resolution No. 37. A joint resolution pledging the powers of the State to the support of the Union, and condemning certain official acts of the President of the United States;

Which was read the first time, and passed to a second reading.

BILLS INTRODUCED.

The following bills were introduced, read the first time, and passed to a second reading:

By Mr. Niblack:

House bill No. 125. A bill to amend an act entitled an act for

the incorporation of insurance companies, defining their powers, and prescribing their duties, approved June 17, 1852.

By Mr. Lamb :

House bill No. 126. An act to amend section nine of an act entitled an act providing for the election and qualifications of justices of the peace, and defining their jurisdiction, powers and duties in civil cases, approved June 9, 1852.

By Mr. Given :

House bill No. 127. An act to secure the service of process against corporations created by the laws of other States in actions against such corporations, pending, or which may hereafter be brought in the courts of this State, where such corporations have no officer or person doing business in the counties of this State, where actions may be pending, or may be commenced.

By Mr. Miller :

House bill No. 128. An act authorizing recorders to demand fees in advance.

By Mr. Waterman :

House bill No. 129. An act to provide that the laws of the State, regulating the salaries of officers, shall not be so construed as to permit the public officers thereof to receive their salaries in advance, and repeal all laws coming in conflict with this act.

By Mr. Howk :

House bill No. 130. An act to give additional powers in civil and criminal actions to the judges of the circuit and common pleas courts during vacation.

By Mr. Hall :

House bill No. 131. An act to amend the tenth section of an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

By Mr. Gregory :

House bill No. 132. An act to amend the first section of an act to authorize the boards of commissioners of the several counties in the State of Indiana, and the authorities of any incorporated city or town in said State to make appropriations in certain cases, and to legalize certain appropriations therein specified, approved May 11, 1861, chapter 12.

By Mr. Howk :

House bill No. 133. An act to amend the twentieth section of an act entitled "an act to revise, simplify and abridge the rules, practice, pleadings, and forms in criminal actions, in the courts of this State," approved June 17, 1852, and to authorize prosecuting and district attorneys to administer oaths and take and certify affidavits in certain cases.

By Mr. Given :

House bill No. 134. An act to legalize sales of real estate heretofore made by administrators and guardians, and the proceedings of the courts in relation thereto.

The House adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY, 9 o'clock, A. M., }
February 4, 1863. }

The House met.

The reading of the Journal of yesterday was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Miller :

A petition in relation to the sinking fund.

Referred to the Committee on the Sinking Fund.

By Mr. Pettibone :

A petition in relation to Roads.

Referred to the Committee on Roads.

By Mr. Howk :

A petition in relation to conscientious exempts.

Referred to the Committee on the Judiciary.

By Mr. Woollen :

A petition from the citizens of Johnson county.

Referred to the Committee on the Enforcement of the Thirteenth Article of the Constitution.

By Mr. Leeds :

A petition in relation to the collection of debts where contracted.

Referred to the Committee on the Judiciary.

On motion of Mr. Lamb,

Mr. Johnson was added to the committee appointed yesterday, in relation to Morgan county difficulties.

REPORTS OF STANDING COMMITTEES.

By Mr. Howk, from the Judiciary Committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 33, entitled an act to amend section 447 of an act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, to respectfully report that they have had the same under consideration, and they deem the passage thereof inexpedient. They therefore recommend that the same be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 20, entitled an act to amend section 46, of an act entitled "An act to provide for a general system of common schools, the officers thereof, their respective powers and duties, and matters properly connected therewith; and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861, to respectfully report that they have duly considered the same, and they herewith return the same to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred a resolution of the House, directing them to inquire into the expediency of providing by law some compensation for justices of the peace in State prosecutions, where the defendant is acquitted, or where he is unable to pay costs when convicted; to respectfully report that they have duly considered the same, and they are of the opinion that further legislation on the subject would be inexpedient.

The report was concurred in.

By the same:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred a concurrent resolution of the House, providing that all Indiana soldiers in the service of the United States, and the widows of deceased soldiers, have one year from the 9th day of December, 1862, to redeem all lands belonging to such soldiers that may have been sold by the Sinking Fund Commissioners, to respectfully report that they have had the same under consideration, and they are of the opinion that such legislation would be unconstitutional. They therefore recommend that said resolution be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 64, entitled a bill to amend section 17 of an act entitled "An act regulating descents and the apportionment of estates," approved May 14, 1852, to respectfully report that they have had the same under consideration, and they are of the opinion that the passage of the same would be inexpedient. They therefore recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Lake, from the same committee:

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 34, entitled "An act to prohibit clerks of the Circuit and Common Pleas Courts from practicing law in the courts of which they are clerks," to respectfully report that they have considered the same, and there now being another bill before this House (No. 79), embracing the same subject matter, they therefore recommend that the same be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 48, entitled "An act to prohibit Judges of the Common Pleas Courts of this State from practicing as attorneys in any of the inferior courts within their districts respectively," to report that they have duly considered the same, and they herewith return the same to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 39, entitled an act to amend "An act

defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852, to respectfully report that they have had the same under consideration, and they deem the same inexpedient. They therefore recommend that said bill be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 5, entitled "An act granting to the Circuit Courts concurrent jurisdiction with the Courts of Common Pleas, in all cases of misdemeanors, and requiring Grand Juries to make presentment of the same," to respectfully report that they have duly considered the same, and they deem the passage thereof inexpedient. They therefore recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Anderson, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 57, entitled "An act to provide that the value of United States Government Stamp Duties required and used on original process, certificates, bonds, appraisements, deeds of conveyance by Sheriffs, and on other instruments, shall, in all actions, be taxed and collected as other costs in said action ;"

To respectfully report that they have duly considered the same, and they herewith return it to the House ; and they recommend the passage thereof.

The report was concurred in and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 40, entitled "An act to repeal section two of an act entitled an act to amend section eleven of an act entitled an act to establish Courts of Common Pleas, and defining the jurisdiction and duties, and providing compensation for the Judges

thereof, approved May 14, 1852, so as to extend the jurisdiction of said Court in certain cases, approved March 5, 1859 ;”

To respectfully report that they have had the same under consideration, and they recommend that said bill be amended by adding the following proviso, to-wit: *Provided*, That this act shall not effect prosecutions pending in said court, when the same shall take effect; and when so amended, they recommend its passage.

The report was concurred in and the bill, as amended, was ordered to be engrossed.

By the same :

Mr. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred joint resolution of the House No. 9, proposing amendments to the Constitution, so as to allow soldiers in the field to vote at all annual State and county elections ;

To respectfully report that they have had the same under consideration, and they are of the opinion that such an amendment would be inexpedient. They further submit that it would be unconstitutional to propose an amendment to the Constitution while there is a proposed amendment to the same pending and undisposed of; they, therefore, recommend that said resolution be laid upon the table.

The question being on the concurrence in the report of the committee,

Messrs. Cason and Roberts demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Pendleton,
Abbett,	Harden of W.,	Lee,	Ryan,
Bird,	Hardin of Perry,	Lemmon of H.,	Shaffer,
Blocher,	Harney,	Lemmon of S.,	Shoaff of Allen,
Cass,	Hetfield,	McCaughey,	Shoaff of Jay,
Cook,	Hon,	Miller,	Spencer,
Donaldson,	Howell,	Mutz,	Veatch,
Ferris,	Howk,	Niblack,	Wolfe,
Garvin,	Humphreys,	O'Brien of H.,	Woollen, and
Given,	Kemp of Vigo,	O'Brien of M.,	Mr. Speaker.—42
Griffith,	Lake,	Osborne,	

Those who voted in the negative were—

Messrs.	Forrester,	Kendrick,	Pettibone,
Anderson,	Gregg,	Lamb,	Richardson,
Atkison,	Gregory,	Leeds,	Roberts,
Baker,	Hershey,	Mason,	Robinson,
Branham,	Hostetter,	Moorman,	Stone,
Budd,	Hutchings,	Mustard,	Tarkington,
Cason,	James,	Newman,	Waterman,
Chambers,	Johnson,	Noyes,	Van Buskirk and
Davis,	Jones,	Perry,	Woodruff—33.

So the report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 58, entitled "An act to amend section 80 of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of actions at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852;"

To respectfully report that they have duly considered the same, and they recommend that said bill be amended by inserting the words "of any person interested," immediately after the word "affidavit," in the seventh line of said section 80, as amended, and when so amended, they recommend the passage thereof.

The report was concurred in and the bill ordered to be engrossed.

By Mr. Miller, from the Committee on County and Township Business:

MR. SPEAKER:

A majority of the Committee on county and Township business, to whom was referred House bill No. 82, "An act authorizing County Commissioners to hold their Courts in the Court House or Auditor's office," have had the same under consideration, and have instructed me to report it back to this House and recommend its passage.

The report was concurred in and the bill ordered to be engrossed

By the same :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred a resolution "instructing your committee to inquire into the expediency of abolishing the office of Township Assessor, and requiring the assessments to be made by the Township Trustee," have had the same under consideration, and a majority of said committee have instructed me to report it back to this House; and, being of the opinion that such legislation is inexpedient, would recommend that the resolution lie on the table.

The report was concurred in.

By the same :

MR. SPEAKER :

A majority of the Committee, to whom was referred a resolution instructing them to inquire into the expediency of so amending the law as to authorize Boards of County Commissioners to hold their Courts in the Auditor's offices, or other place, which may be more convenient than the court rooms, have had the same under consideration, and have directed me to report it back to the House, and suggest that it be laid on the table for the reason that the said Committee have reported back to the House a bill on that subject, and recommend its passage.

The report was concurred in.

RESOLUTIONS OF THE HOUSE.

By Mr. Ferris :

Resolved, That the chairman of the Committee on Illegal and Arbitrary Arrests is hereby authorized to designate four of said committee, who may examine testimony during the sitting of this House, or visit any locality within the State, that may, by said committee, be deemed necessary for the purpose of taking testimony.

The question being, shall the resolution be adopted.

Messrs. Anderson and Cason demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harney,	Mason,	Ryan,
Abbett,	Hetfield,	McCaughy,	Shaffer,
Bird,	Howell,	Miller,	Shoaff of Allen,
Blocher,	Humphreys,	Mutz,	Shoaff of Jay.
Brown,	Kemp of Vigo,	Niblack,	Spencer,
Cook,	Lake,	O'Brien of M.,	Veach,
Ferris,	Lasselle,	Pendleton,	Waterman,
Garvin,	Lee,	Puett,	Wolfe,
Given,	Lemmon of H.,	Richardson,	Woollen, and
Hall,	Lemmon of S.,	Roberts,	Mr. Speaker—40.
Harden of W.,			

Those who voted in the negative were—

Messrs.	Forrester,	Hutchings,	Newman,
Anderson,	Gregg,	Johnson,	Noyes,
Atkison,	Gregory,	Jones,	O'Brien of H.,
Budd,	Griffith,	Kendrick,	Osborn,
Cason,	Hardin of Perry,	Lamb,	Perry,
Cass,	Hershey,	Leeds,	Pettibone,
Chambers,	Hon,	Moorman,	Stone and
Davis,	Hostetter,	Mustard,	Tarkington—30.
Donaldson,			

So the resolution was adopted.

By Mr. Shoaff of Jay :

Resolved, That, hereafter, no "leave of absence" will be granted to any member of this House, unless in case of sickness of himself or family, or when necessary business connected with the duties of this Legislature require it.

The resolution was laid over until to-morrow.

By Mr. Mason :

WHEREAS, There have been, and are being, imported great quantities of fire arms into the county of Hancock, and also into the county of Boone, in this State, within the last few days; therefore,

Be it resolved, That the Committee on Military Affairs are hereby requested to inquire as to what amount or number of fire

arms have been so imported, and for what purpose they are intended to be used; and to report to this House at their very earliest possible convenience.

Mr. Moorman moved to refer the resolution to a select committee of five.

Mr. Brown moved to postpone its further consideration until Saturday next.

Agreed to.

By Mr. Gregory:

WHEREAS, For causes known to this Legislature, this body has not yet received, officially and constitutionally, the annual message of His Excellency, O. P. Morton, Governor of this State; and

WHEREAS, The committee appointed by the Speaker of this House to select some suitable minister of the gospel to appear in this hall, and open the services of our deliberations by prayer to Almighty God, have, as yet, failed to discharge that duty; and

WHEREAS, Believing, as we do, that no nation can long prosper that does not acknowledge God as the Supreme Ruler of the Universe, who controlleth the affairs of men and nations as to Him seemeth right; and

WHEREAS, We deem it our bounden duty to follow in the footsteps of our illustrious forefathers who, in the darkest hour of the revolution, implored God's aid in the glorious cause in which they were then employed to achieve our independence; therefore,

Be it resolved, That a committee of five be at once appointed by this House, whose duty it shall be to select some suitable minister of the Protestant Church of this city, or such other minister as they may think proper, to appear in this hall on to-morrow morning at 9 o'clock, to discharge the duties of Chaplain, by addressing a Throne of Grace, imploring God's aid and assistance upon the deliberations of this Assembly, and acknowledging our dependence upon Him in this time of the darkest hour of our country's history.

Mr. Roberts offered the following amendment:

Amend by striking out all after the word "resolved," and insert the following:

That Bishop Upfold, of the Episcopal Church, be and he is hereby most respectfully requested to be present to-morrow morning and open the proceedings of this house with prayer, and that the Clerk inform him of the action of this house.

Mr. Gregory accepted the amendment.

Mr. Woodruff moved that the resolution and pending amendment lie on the table.

Agreed to.

By Mr. Lake:

Resolved, That the Committee on Education be, and are hereby instructed to inquire into the expediency of so amending the law regulating Common Schools as to require the examination of applicants for license to be public, and by classes, the time and place to be fixed by law for such examinations, and said examination to be free to the applicant, and providing that the Examiner be paid out of the County Treasury, a sum equal to one dollar per school taught in the county, and to report to this House by bill or otherwise.

Adopted.

By Mr. Mustard:

WHEREAS, Much dissatisfaction exists in many parts of the State in regard to the distribution of the Common School Fund, as provided by an act to provide for a general system of Common Schools, approved March 11, 1861, being the law now in force; and

WHEREAS, Doubts are entertained as to the constitutionality of said act; therefore, be it

Resolved, That the Judiciary Committee be instructed to examine said act, and to report to this House by bill or otherwise, what further legislation, if any, is necessary to secure a more equitable distribution of the said Common School Fund.

Adopted.

By Mr. Newman:

Resolved, That the Committee on Agriculture be instructed to.
H. J.—19

inquire into the expediency of requiring Township Assessors, while making their annual assessments, to collect, in properly headed columns, agricultural statistics, and report by bill or otherwise.

Adopted.

The following bills were introduced, read the first time, and passed to a second reading :

By Mr. Gregory :

House bill No. 135. And act to amend section 13 of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

By Mr. Moorman :

House bill No. 136. An act to amend section one of an act for the relief of borrowers of the sinking fund, and to repeal the fourth section, and so much as applies to the sinking fund of the whole act entitled "an act to extend to borrowers of the sinking fund, surplus revenue fund, congressional school fund, and other funds, time of payment of loans, and prescribing the duties of the officer in regard thereto," approved March 3, 1859, and prescribing how mortgages may be substituted, and containing some provisions respecting the sinking fund, and its control and management, and matters properly connected therewith, approved March 9, 1861.

By Mr. Forrester :

House bill No. 137. An act supplemental to an act regulating interest on money, approved May 27, 1852, the fifty-first section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws coming in conflict with this act, approved March 7, 1861.

By Mr. Brown :

House bill No. 138. An act applying certain funds therein named to the payment of the public debt.

The House adjourned till 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution :

Resolved, That a select committee of one from each congressional district be appointed on the part of the Senate, to act with a like committee to be appointed on the part of the House, to propose and present to the Senate an apportionment bill districting the State for Representatives in the Congress of the United States.

In which the concurrence of the House is requested ; and the President of the Senate has appointed the following Senators on said committee: Senators Ray, Fuller, Wolfe, Shields, Pleak, March, Wilson, White, Teegarden, Graves and Brown of Wells.

The resolution of the Senate was concurred in, and the Clerk ordered to inform the Senate thereof.

The Speaker announced that the committee heretofore appointed upon that subject would act with said committee of the Senate.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution :

Resolved, That a select committee of one from each Congressional District, be appointed on the part of the Senate, to act with a like committee to be appointed on the part of the House, to prepare and present to the Senate an apportionment bill, districting the State for State Senators and Representatives in the General Assembly.

In which the concurrence of the House is respectfully requested ; and the President of the Senate has appointed the following Senators on said committee, on the part of the Senate: Senators Wil-

liams, Bradley, Hord, Gifford, Mellett, Blair, Johnson, Culver, Corbin, Hoagland, and Grubb.

The resolution of the Senate was concurred in, and the Clerk ordered to inform the Senate thereof.

The Speaker announced that the committee heretofore appointed on the part of the House, will serve with the committee on the part of the Senate.

ORDERS OF THE DAY.

The following bills of the House were read the second time :

House bill No. 97. An act to repeal "an act entitled 'an act to establish courts of conciliation, to prescribe rules and proceedings therein, and compensation of judges thereof,'" approved June 11, 1852, chapter third of the Revised Statutes of 1852.

Referred to the Committee on the Organization of Courts.

House bill No. 98. An act to legalize the sale of certain congressional school lands.

Referred to the Committee on the Judiciary.

House bill No. 99. An act to re-enact the two hundred and thirty-eighth section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852, and to repeal an act entitled an act in relation to witnesses, and to repeal section two hundred and thirty-eight of article thirteen of the act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852, and to repeal all laws inconsistent therewith, and providing when the act shall take effect and be in force."

Referred to the committee on the Judiciary.

House bill No. 100. An act to amend an act entitled "An act

to provide for the opening, vacating and change of highways," approved June 14, 1852.

Referred to the Committee on Roads.

House bill No. 101. An act to amend an act entitled "An act providing that no Justice of the Peace shall hear or determine any State prosecution for an assault and battery, or assault, unless the injured party be present, or being summoned, refuses to attend, or when the summons for him is returned 'not found,' and that no trial shall be had in case of affray, unless a witness thereof be present and testify upon such trial, or being summoned, refuses to attend," approved February 7, 1855.

Referred to the Committee on the Judiciary.

House bill No. 102. An act fixing an equivalent for exemption from military duty on account of conscientious scruples, and providing for the collection of the same.

Referred to the Committee on the Judiciary.

House bill No. 103. An act to amend "An act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith," approved June 4, 1861.

Referred to the Committee on the Judiciary.

House bill No. 104. An act prescribing a part of the duties of County Auditors, Treasurers and Supervisors of roads, in relation to road tax, and repealing all laws coming in conflict with this act.

Referred to the Committee on Roads.

House bill No. 105. An act relative to the salaries of public officers, and providing the manner of paying the same, and to repeal laws therein named.

Referred to the Committee on Fees and Salaries.

House bill No. 106. An act to amend an act entitled "An act to encourage the destruction of wolves," approved June 9, 1852.

Referred to the Committee on County and Township Business.

House bill No. 107. An act for the relief of Nineveh Berry.

Referred to the Committee on the Judiciary.

House bill No. 108. An act to amend the sixteenth section of

an act entitled "An act providing for the organization of County Boards, and prescribing some of their duties," approved June 17, 1852.

Mr. Roberts offered the following amendment:

Provided, That the County Surveyor shall be required to keep his office open for the transaction of business at least three days in each week, where he shall attend, either in person or by deputy, and where his salary does not exceed five hundred dollars, shall have allowed him for each day he attends his office, — dollars.

The bill and amendment was referred to the Committee on County and Township Business.

House bill No. 109. An act entitled "An act to amend the first section of an act entitled an act for the relief of borrowers of the Sinking Fund, and to repeal the fourth section, and so much as applies to the Sinking Fund, of the whole act entitled an act to extend to the borrowers of the Sinking Fund, Surplus Revenue fund, Congressional School fund, and other funds, time of payment of loans, and prescribing the duties of the officers in regard thereto, approved March 3, 1859, and prescribing how mortgages may be substituted, and containing some provisions respecting the Sinking Fund, and its control and management, and matters properly connected therewith," approved March 9, 1859.

Referred to the Committee on the Sinking Fund.

House bill No. 110. An act to amend section one of an act entitled "An act to amend section three of an act entitled an act for the regulation of Weights and Measures," approved June 9, 1852; approved February 28, 1855.

Ordered to be engrossed.

House bill No. 111. A bill to provide for the transfer of Sinking Fund Mortgages to counties which are entitled to dividends of said fund, and prescribing the duties of certain officers, and persons wishing such transfer, and repealing all laws and parts of laws in conflict therewith.

Referred to the Committee on the Sinking Fund.

House bill No. 112. An act to amend section 119 of an act entitled "An act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State

of Indiana; for the election of Township Assessors, and prescribing the duties of Assessors, Appraisers of Real Property, County Treasurers and Auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.

Referred to the Committee on Fees and Salaries.

House bill No. 113. An act to amend section fourteen of an act entitled "an act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852, and to extend the time in which companies organize under said act, shall commence and complete the construction of their roads.

Referred to the Committee on Roads.

House bill No. 114. A bill requiring Recorder's to certify their records of deeds, mortgages and other instruments admissible to record.

Mr. Miller offered the following amendment:

Section Two. It is declared that an emergency exists for the immediate taking effect of this act, and that it shall be in force from and after its passage.

The bill and amendment were referred to the Committee on County and Township Business.

House bill No. 115. An act to amend an act entitled "an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for violating this act," approved February 26, 1857.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 116. An act to amend the seventh section of an act entitled "An act to provide for the election of a Reporter, and a speedy publication of the decisions of the Supreme Court, and for the compensation of such Reporter," approved February 5, 1852.

Referred to the Committee on the Judiciary.

House bill No. 117. An act to authorize the transfer of the Congressional Township School Funds, which accrued from the sale of School lands within the territory now forming the county of Newton, to said county, from the county of Jasper.

Referred to the Committee on County and Township Business

House bill No. 118. An act to amend the twelfth section of an act entitled "An act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violation thereof," approved March 5, 1859.

Referred to the Committee on Temperance.

The House suspended the order of business to enable Mr. Abbett to introduce the following resolution :

WHEREAS, God hath said by the mouth of His Apostle, that first of all supplications, prayers, intercessions, and giving thanks be made for all men and for kings, and for all that are in authority, that we may lead a quiet and peaceable life in all godliness and honesty, and that this is good and acceptable in the sight of God, our Saviour, who will have all men to be saved, and to come unto the knowledge of the truth ; therefore,

Resolved, That all the members of this House, and the attachees, who are desirous of worshipping God in sincerity and truth, and who believe that there is a God of peace as well as a God of war, who rules the destinies of nations, and who are desirous of peace on earth and good will toward mankind, meet in prayer meeting in this hall on Wednesday evening next, the 11th inst., and supplicate the Lord to so direct our councils as to speedily terminate this unnatural, fratricidal, and desolating war, believing, as we do, that war is disunion, inevitable and eternal.

Adopted.

House bill No. 119. An act to amend the 21st section of an act entitled "An act to fix the time of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith," approved March 5, 1859, and providing for the return of process to the terms fixed by this act, and declaring when the act shall take effect.

Referred to the Committee on the Organization of Courts.

House bill No. 120. An act to amend section 11 of an act entitled "An act providing for the election, and prescribing certain duties of county surveyor," approved June 17, 1852.

Referred to the Committee on County and Township Business.

House bill No. 121. An act to prohibit and punish arbitrary arrests.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 122. An act amending an act entitled an act to provide for the more uniform mode of doing township business, &c., approved Feb. 18, 1859.

Referred to the Committee on County and Township Business.

House bill No. 123. An act to amend sections forty-seven (47) and forty-nine (49) of an act entitled "An act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852.

Referred to the Committee on the Judiciary.

House bill No. 124. An act to amend section 2 of an act entitled "An act prescribing the duties and fixing the compensation of State Agent," approved June 17, 1852.

Referred to the Committee on the Judiciary.

House bill No. 125. An act to amend an act entitled "An act for the incorporation of Insurance Companies, defining their powers, and prescribing their duties," approved June 17, 1852.

Referred to the Committee on Corporations.

House bill No. 126. An act to amend section 9 of an act entitled an act providing for the election and qualifications of justices of the peace, and defining their jurisdiction, powers, and duties, in civil cases, approved June 9, 1852.

Referred to the Committee on the Judiciary.

House bill No. 127. An act to secure the service of process against corporations created by the law of other States, in actions against such corporations pending, or which may hereafter be brought in the courts of this State, where such corporations have no officer, or person doing business in the counties of this State where actions may be pending, or may be commenced.

Referred to the Committee on the Judiciary.

House bill No. 128. An act entitled "an act authorizing recorders to demand their fees in advance, and repealing all laws inconsistent therewith."

Referred to the Committee on County and Township Business.

House bill No. 129. An act to provide that the laws of the State regulating the salaries of officers, shall not be so construed as to permit the public officers thereof to receive their salaries in advance, and to repeal all laws coming in conflict with this act.

Referred to the Committee on Fees and Salaries.

House bill No. 130. An act to give additional powers in civil and criminal actions to the judges of the circuit and common pleas courts during vacation.

Referred to the Committee on the Judiciary.

House bill No. 131. A bill to amend section ten of an act to provide for a general system of common schools, &c., approved March 11, 1861.

Referred to the Committee on Education.

House bill No. 132. An act to amend the first section of an "act to authorize the boards of commissioners of the several counties in the State of Indiana, and the authorities of any incorporated city or town in said State to make appropriations in certain cases, and to legalize certain appropriations therein specified," approved May 11, 1861.

Referred to the Committee on County and Township Business.

House bill No. 133. An act to amend the twentieth section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in criminal actions in the courts of this State," approved June 17, 1852, and to authorize prosecuting and district attorneys to administer oaths and take and certify affidavits in certain cases.

Referred to the Committee on the Judiciary.

House bill No. 134. An act to legalize sales of real estate heretofore made by administrators and guardians, and the proceedings of the courts in relation thereto.

Referred to the Committee on the Judiciary.

The Speaker announced the following committee on the part of the House, to act with a similar committee on the part of the Senate, to investigate the expenditures of the appropriations of one hundred thousand dollars, and of a million dollars by the Governor, as authorized by the General Assembly of 1861, in pursuance of a

resolution of the Senate concurred in by the House, viz: Messrs. Hawk, Branham, and Bird.

Mr. Roberts obtained leave of absence until Friday next.

The Speaker announced the following committee on the part of the House to investigate the Quartermaster's Department of the State: Messrs. Harney, Puett, Tarkington, Spencer, and Kilgore.

BILLS ON THEIR THIRD READING.

House bill No. 4. An act entitled "an act to amend the four hundred and sixth section of an act entitled 'an act to revise, simplify, and abridge the rules, practice, pleading, and forms in civil cases, in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,'" approved June 18, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Lake,	Perry,
Abbett,	Griffith,	Lasselle,	Pettibone,
Abdill,	Hall,	Lee,	Puett,
Anderson,	Harden of W.,	Leeds,	Richardson,
Baker,	Hardin of Perry,	Lemmon of H.,	Roberts,
Bird,	Harney,	Lemmon of S.,	Robinson,
Blocher,	Hetfield,	Marshall,	Ryan,
Branham,	Hershey,	Mason,	Shaffer,
Beyerle,	Hon,	McCaughey,	Shoaff of Allen,
Cass,	Hostetter,	Miller,	Shoaff of Jay,
Chambers,	Howell,	Moorman,	Spencer,
Cook,	Hawk,	Mustard,	Stone,
Davis,	Humphreys,	Newman,	Tarkington,
Donaldson,	Hutchings,	Niblack,	Van Buskirk,
Ferris,	Johnson,	Noyes,	Veach,
Forrester,	Jones,	O'Brien of H.,	Wolfe,
Garvin,	Kemp of Vigo,	O'Brien of M.,	Woodruff,

Given,	Kendrick,	Osborne,	Woollen, and
Gregg,	Lamb,	Pendleton,	Mr. Speaker—75.

None voting in the negative.

So the bill passed.

House bill No. 18. An act to amend section 6 of an act entitled "An act regarding estrays and articles adrift," approved June 16, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Forrester,	Lamb,	Richardson,
Abbett,	Garvin,	Lasselle,	Roberts,
Abdill,	Given,	Lee,	Ryan,
Andeson,	Gregg,	Lemmon of S.,	Shaffer,
Baker,	Hall,	Marshall,	Shoaff of Allen,
Bird,	Harden of W.,	McCaughey,	Shoaff of Jay,
Blocher,	Harney,	Miller,	Spencer,
Branham,	Hetfield,	Moorman,	Stone,
Beyerle,	Howell,	Newman,	Van Buskirk
Cason,	Howk,	Noyes,	Veach,
Cass,	Humphries,	O'Brien of H.,	Waterman,
Chambers,	Kemp of Vigo,	O'Brien of M.,	Woollen, and
Cook,	Lake,	Perry,	Mr. Speaker—51.
Ferris,			

Those who voted in the negative were—

Messrs.	Hon,	Leeds,	Pettibone,
Davis,	Hostetter,	Lemmon of H.,	Puett,
Donaldson,	Hutchings,	Mustard,	Robinson,
Gregory,	Johnson,	Niblack,	Tarkington,
Griffith,	Jones,	Osborne,	Wolfe, and
Hardin of Perry,	Kendrick,	Pendleton,	Woodruff—24.
Hershey,			

So the bill passed.

House bill No. 22. An act to amend section 27 of an act enti-

tled "An act regulating the granting of Divorces, nullification of marriages, and decrees and orders of court incident thereto," approved May 13, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lasselle,	Pnett,
Abbett,	Hanna,	Lee,	Richardson,
Abdill,	Harden of W.,	Leeds,	Roberts,
Anderson,	Hardin of P.,	Lemmon of H.,	Robinson,
Baker,	Harney,	Lemmon of S.,	Ryan,
Bird,	Hetfield,	Marshall,	Shaffer,
Blocher,	Hershey,	McCaughy,	Shoaff of Allen,
Branham,	Hon,	Miller,	Shoaff of Jay,
Beyerle,	Hostetter,	Moorman,	Spencer,
Cass,	Howell,	Mustard,	Stone,
Chambers,	Howk,	Newman,	Tarkington,
Cook,	Humphreys,	Niblack,	Van Buskirk,
Davis,	Hutchings,	Noyes,	Veach,
Ferris,	Johnson,	O'Brien of H.,	Waterman,
Forrester,	Jones,	Osborne,	Wolfe,
Garvin,	Kemp of Vigo,	Pendleton,	Woodruff,
Given,	Kendrick,	Perry,	Woollen, and
Gregg,	Lake,	Pettibone.	Mr. Speaker-73.
Gregory,	Lamb,		

Mr. Donaldson voted in the negative.

So the bill passed.

House bill No. 27. An act providing for calling special sessions of Boards of County Commissioners;

Was read the third time.

Mr. Woollen moved to refer the bill to the Committee on the Judiciary, with instructions to inquire into its constitutionality, and if found unconstitutional, to amend by setting out the section sought to be amended.

Agreed to.

House bill No. 28. An act to amend an act entitled "An act

to amend the third section of an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved February 26, 1857, which latter act was approved March 9, 1861 ;”

Was read the third time.

Mr. Wolfe moved to refer the bill to the Committee on the Rights and Privileges of the Inhabitants of this State, with instructions to amend by extending the time of taking quails one month in the spring.

Not agreed to.

The question being shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Harney,	Lee,	Pnett,
Abbett,	Hetfield,	Leeds,	Roberts,
Abdill,	Hon,	McCaughey,	Robinson,
Anderson,	Hostetter,	Miller,	Ryan,
Baker,	Howell,	Mustard,	Shoaff of Jay,
Branham,	Hawk,	Newman,	Spencer,
Chambers,	Humphreys,	Niblack,	Stone,
Cook,	Hutchings,	Noyes,	Tarkington,
Davis,	Johnson,	O'Brien of H.,	Van Buskirk,
Garvin,	Kemp of Vigo,	O'Brien of M.,	Veach,
Gregg,	Kendrick,	Osborn,	Waterman,
Gregory,	Lake,	Pendleton,	Woollen, and
Griffith,	Lamb,	Perry,	Mr. Speaker—54.
Hardin of Perry.	Lasselle,	Pettibone,	

Those who voted in the negative were—

Messrs.	Ferris,	Hershey,	Richardson,
Bird,	Forrester,	Jones,	Shaffer,
Blocher,	Given,	Lenimon of H.,	Shoaff of Allen,
Beyerle,	Hall,	Lenimon of S.,	Wolfe, and
Cass,	Harden of W.,	Moorman,	Woodruff,—21.
Donaldson,			

So the bill passed.

House bill No. 29. An act entitled an act to amend the 37th section of an act entitled "An act defining misdemeanors, and prescribing punishment therefor ;

Was read the third time.

The question being on its passage,

Those who voted in the affirmative were—

Messrs.	Griffith,	Lake,	Pettibone,
Abbett,	Hall,	Lamb,	Puett,
Abdill,	Harden of W.,	Lasselle,	Richardson,
Baker,	Hardin of Perry,	Lee,	Roberts,
Bird,	Harney,	Leeds,	Robinson,
Branham,	Hetfield,	Marshall,	Ryan,
Beyerle,	Hershey,	McCaughey,	Shoaff of Allen,
Cass,	Hon,	Miller,	Shoaff of Jay,
Chambers,	Hostetter,	Moorman,	Spencer,
Cook,	Howell,	Mustard,	Stone,
Davis,	Howk,	Newman,	Tarkington,
Donaldson,	Humphreys,	Noyes,	VanBuskirk,
Ferris,	Hutchings,	O'Brien of H.,	Veach,
Forrester,	Johnson,	O'Brien of M.,	Waterman,
Garvin,	Jones,	Osborn,	Wolfe,
Gregg,	Kemp of Vigo,	Pendleton,	Woodruff, and
Gregory,	Kendrick,	Perry,	Mr. Speaker—67.

Those who voted in the negative were—

Messrs.	Given,	Lemmon of S.,	Shaffer, and
Blocher,	Lemmon of H.,	Niblack.	Woollen—7.

So the bill passed.

Engrossed bill of the House No. 31. An act authorizing attachment in vacation, for violation of injunctions ;

Was read the third time.

The question being,
Shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lamb,	Pettibone,
Abbett,	Hall,	Lasselle,	Richardson,

Abdill,	Harden of W.,	Lee,	Roberts,
Anderson,	Hardin of Perry,	Leeds,	Robinson,
Bird,	Harney,	Lemmon of S.,	Ryan,
Blocher,	Hetfield,	Marshall,	Shaffer,
Beyerle,	Hershey,	McCaughey,	Shoaff of Allen.
Cass,	Hon,	Miller,	Shoaff of Jay,
Chambers,	Hostetter,	Moorman,	Spencer,
Cook,	Howell,	Mustard,	Stone,
Davis,	Howk,	Niblaek,	Tarkington,
Ferris,	Humphreys,	Noyes,	Veach,
Forrester,	Hutchings,	O'Brien of H.,	Waterman,
Garvin,	Johnson,	O'Brien of M.,	Wolfe,
Given,	Jones,	Osborn,	Woodruff,
Gregg,	Kendrick,	Pendleton,	Woollen, and
Gregory,	Lake,	Perry,	Mr. Speaker—67.

Those who voted in the negative were—

Messrs.	Donaldson,	Lemmon of H.,	Puett—6.
Branham,	Kemp of Vigo,	Newman, and	

So the bill passed.

House bill No. 59. An act to empower sheriffs to offer lands, and other property for sale on execution, at the door of the clerk's office ; .

Was read the third time.

The question being,
Shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Hall,	Leeds,	Richardson,
Abbett,	Harden of W.,	Lemmon of H.,	Roberts,
Abdill,	Hardin of Perry,	Lemmon of S.,	Robinson,
Anderson,	Harney,	Marshall,	Shaffer,
Bird,	Hetfield,	McCaughey,	Shoaff of Allen,
Blocher,	Hon,	Miller,	Shoaff of Jay,
Beyerle,	Hostetter,	Moorman,	Spencer,
Cass,	Howell,	Niblack,	Stone,
Chambers,	Howk,	Noyes,	Tarkington,
Cook,	Humphreys,	O'Brien of H.,	Veach,

Ferris,	Jones,	O'Brien of M.,	Waterman,
Forrester,	Kemp of Vigo,	Osborn,	Wolfe,
Garvin,	Lamb,	Pendleton,	Woollen, and
Given,	Lasselle,	Perry,	Mr. Speaker—57.
Griffith,	Lee,		

Those who voted in the negative were—

Messrs.	Gregg,	Hutchings.	Newman,
Baker,	Gregory,	Kendrick,	Puett, and
Branham,	Hershey,	Mustard,	Woodruff—12.
Donaldson,			

So the bill passed.

Mr. Hawk moved to amend the title by adding the words "In Counties where there are no Court Houses."

Which was adopted.

Engrossed bill of the House No. 66. An act to amend the act entitled "An act to incorporate the Wabash Navigation Company," approved January 13, 1846, and to authorize the said Company to raise money when necessary to make repairs on their works ;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Given,	Lasselle,	Pendleton,
Abbett,	Hall,	Lee,	Puett,
Abdill,	Harden of W.,	Leeds,	Richardson,
Baker,	Hardin of Perry,	Lemmon of H.,	Shaffer,
Bird,	Harney,	Lemmon of S.,	Shoaff of Allen,
Blocher,	Hetfield,	Marshall,	Shoaff of Jay,
Beyerle,	Hershey,	McCaughey,	Spencer,
Cass,	Hon.,	Miller,	Stone,
Chambers,	Hostetter,	Moorman,	Tarkington,
Davis,	Howell,	Niblack,	Veach,
Donaldson,	Hawk,	O'Brien of H.,	Waterman,
Ferris,	Humphries,	O'Brien of M.,	Woollen, and
Forrester,	Jones,	Osborne,	Mr. Speaker,—54.
Garvin,	Kemp of Vigo,		

Those who voted in the negative were—

Messrs.	Hutchings,	Newman,	Roberts,
Branham,	Kendrick,	Noyes,	Robinson, and
Cook,	Mustard,	Perry,	Woodruff—12.
Gregg,			

No quorum being present,

The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 o'clock, A. M. }
February 5, 1863. }

House met.

The Speaker ordered a call of the House.

Eighty-five members answered to their names.

On motion of Mr. Moorman,

The further call of the House was dispensed with.

The Journal of yesterday was read and approved.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Wolfe :

A memorial from Democrats of Owen County.

Referred to the Committee on Federal Relations.

By Mr. Hanna :

A remonstrance from the citizens of Vigo County against abolishing the Court of Common Pleas.

Referred to the Committee on the Organizations of Courts.

By Mr. Howard :

A petition from Samuel Patterson, late Lessee of the State Prison, praying for the refunding to him of certain moneys.

Referred to the Committee on the Judiciary.

By Mr. Stone :

A petition from the citizens of Wabash County, asking for a law enforcing the collection of debts at the place contracted.

Referred to the Committee on the Judiciary.

REPORTS FROM STANDING COMMITTEES.

By Mr. Niblack, chairman of the Committee of Ways and Means :

MR. SPEAKER :

I am instructed by the Committee of Ways and Means to report the following :

House bill No. 139. An act to raise a revenue for State purposes for the years 1863 and 1864 ;

The bill was read the first time, and passed to a second reading.

By Mr. Lasselle, from the Committee on the Judiciary :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bills Nos. 14 and 85, which are entitled "an act to amend section five of an act entitled 'an act to regulate and license the sale of spiritous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all laws contravening the provisions of this act, and prescribing penalties for violation thereof,' " approved March 5, 1859, to report the same back to this House, and recommend their reference to the Committee on Temperance.

The report was concurred in, and the bills were so referred.

By the same :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 46, entitled "an act to repeal the eighteenth

section of an act entitled 'an act regulating descents, and the apportionment of estates,' approved May 14, 1852, to respectfully report that they have had the same under consideration, and they are of the opinion that the passage of said bill would be inexpedient, they therefore recommend that the same be laid upon the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 79, entitled "an act to prohibit clerks of the circuit court, and the courts of common pleas, and their deputies, from practicing law in any of the courts of which they are clerks," to respectfully report that they have had the same under consideration, and they recommend that the same be amended by striking out the second and third sections thereof, and when so amended, they recommend its passage.

Mr. Given moved to recommit the bill to the Committee on the Judiciary, with instructions to provide such penalty as to them may seem proper.

Agreed to.

By the same :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred various petitions presented to this body, praying a change in the present collection laws, so as to enforce the collection of debts at the place where they are made payable, whenever there is a specific contract to pay at a stated place, to respectfully report that they have duly considered the same, and they are of the opinion that further legislation on the subject would be inexpedient.

The report was concurred in.

By Mr. Howk, chairman of the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 83, entitled "an act to amend the

twenty-first section of an act prescribing the duties of justices of the peace in State prosecutions, and to enable justices to obtain mileage in making returns," approved March 1, 1855, "and prescribing a penalty for neglecting to perform the duties therein required," to respectfully report that they have duly considered the same, and they recommend that the same be amended by inserting in said section twenty-one, as amended, the words "five dollars" where the words "ten dollars" occur, and the words "one hundred dollars" where the words "fifty dollars" occur, and when so amended, they recommend the passage thereof.

The report was concurred in.

By the same:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 54, entitled "an act to authorize county treasurers to offer lands delinquent for taxes, for sale at the auditor's office," to respectfully report that they have had the same under consideration, and that they are of the opinion that the amendments proposed thereto are inexpedient, they therefore recommend the passage of said bill, and that said proposed amendments be laid upon the table.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 62, entitled "an act repealing section thirty-eight of chapter six, of the act defining felonies, and prescribing punishment therefor, approved June 10, 1852, and defining the crime of arson, and prescribing punishment therefor, and punishment for any injury to any person, resulting from arson," to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Howell, Chairman of the Committee on Claims :

MR. SPEAKER:

The Committee on Claims, to whom was referred House bill No. 65, "An act for the relief of Alpheus C. Staunton," have had the same under consideration, and beg leave respectfully to report the same back, and recommend that it be laid on the table.

The report was concurred in.

By the same :

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Philip Wainer, for one dozen brooms furnished the Legislature at its present session, for the sum of two dollars and seventy-five cents, have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By the same :

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of R. L. & A. W. McOnat, for one hundred and eighty-seven dollars and seventy-five cents for stoves, pipe, zinz, &c., used in fitting up the State House, have had the same under consideration, and respectfully report the same correct, and recommend that the Committee on Ways and Means be instructed to incorporate an allowance for the same into the specific appropriation bill.

The report was concurred in.

By the same.

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of J. S. Mahony, for twenty-seven dollars and seventy-five cents, for gas fixtures, have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the

Committee on Ways and Means be instructed to incorporate in the specific appropriation bill an allowance for the same.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. B. Wilson, for thirteen dollars and fifty-five cents for fixtures in fitting up the State House, gates, &c., have had the same under consideration, and beg leave to report the claims correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Delos, Root & Co., for thirty-two dollars and ninety five cents, for hardware furnished, have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the Committee on Ways and Means be requested to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Stone, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. B. Osgood, for fifty-eight dollars, for painting and glazing, &c., have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Veach, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of the Indianapolis Gas and Coke Company, for one hundred and fifty dollars and thirty-eight cents, for gas, have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Wolfe, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of H. A. Fletcher & Co., for seven hundred and twenty-three dollars and forty-two cents, for carpets, matting, &c., have had the same under consideration, and beg leave respectfully to report the claim correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in :

By Mr. Lemmon of Harrison, from the same committee.

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. H. Ross, for four hundred and twenty dollars, for coal delivered in December last, for the use of the present Legislature, have examined the same carefully, and beg leave to report the same correct, and recommend that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Humphreys, chairman of the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House resolution No. 10, introduced by Mr. Woollen, in compliance with said resolution, respectfully submit to the House the fol-

lowing abstract of the fees and salaries of the various officers whose reports have been referred to them.

The report was laid on the table, and five hundred copies of the accompanying abstract ordered to be printed.

The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

Mr. Holcomb obtained leave of absence, on account of sickness.

On motion of Mr. Moorman,

The call of committees was continued.

By Mr. Shoaff of Jay, chairman of the Committee on Roads:

MR. SPEAKER:

The Committee on Roads, to whom was referred House bill No. 96, an act to amend the 17th section of the law regulating the assessment of taxes, have had the same under consideration, and have instructed me to report it back, and recommend its passage, after striking out section 2 of said bill, it being, in their judgment, inexpedient to pass an emergency clause in this case.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Roads, to whom was referred House bill No. 25, "An act authorizing supervisors of roads to remove fences and buildings standing near public highways, on streams and water courses, and to assess damages for losses occasioned thereby," have had the same under consideration, and a majority of said committee have instructed me to report it back, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on Roads, to whom was referred a resolution instructing them to inquire into the necessity of enacting a law to prevent injury to turnpikes by hogs running at large, and report by bill or otherwise, have considered the same, and believe it inexpedient to enact such a law, as it would not change the *hog's nature*, and the law would be set at defiance. I am directed to report it back, and recommend that it be laid upon the table.

The report was concurred in.

Mr. Osborn, from the Committee on Engrossed Bills, made the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared engrossed House bill No. 20, and House joint resolutions Nos. 16, 20, 22, 23, and 24, with the originals, and that the same have, in all respects, been accurately and correctly engrossed.

Mr. Higgins, chairman of a select committee, made the following report :

MR. SPEAKER :

The select committee, to whom was recommitted the resolution of the House providing for purchasing 1,500 copies of Drapier Brevier Reports of this House, with instructions to ascertain the probable cost of such Reports, have had the same again under consideration, and instruct me further to report, that they have received an additional communication from Mr. A. E. Drapier upon that subject, which communication is herewith appended, and made a part of this report.

W. W. HIGGINS, Chairman, &c.

At your suggestion, I make additional statements. Considering that the debates which my report contemplate have not yet begun, and there remains but five weeks of the session, only a small portion of which can be devoted to the subject proposed to be reported, and there being but two reporters engaged, I am satisfied that

the reports can not exceed 200 pages. At half a cent a page per copy, the cost of 200 pages is one dollar per copy, if 1,500 copies be ordered. One page of the reports contains 1,800 words. Then the cost here, *for reporting and printing*, is \$4 05 per thousand words. The price paid by Congress to Mr. Rives, *for reporting alone*, is \$6 25 per thousand words. As to the proposition to print engrossed bills in these reports, it is plain that the cost would be less to print them directly in the newspapers.

A. E. DRAPIER.

January 29, 1863.

Mr. Lamb offered the following amendment to the resolution :

Amend by striking out all in relation to taking fifteen hundred copies of reports, and insert the following :

Resolved, That we will take three additional copies of the *Sentinel, Journal, Volksblatt and Free Press*, for distribution among the people.

Mr. Mason moved to strike out the words "two-thirds," and insert "one-half."

Mr. Miller moved to lay the resolution and pending amendments on the table.

Agreed to.

RESOLUTIONS OF THE HOUSE.

By Mr. Spencer :

WHEREAS, Certain lands lying in Posey County, in this State, described as follows, to wit:—The north-east quarter of section thirty-five, Township five, south of range thirteen, west; also, the north-west quarter of section twenty-six, Township five, south of range thirteen, west, and east half of section thirty-four, Township five, south of range thirteen, west; were selected by the State of Indiana for School purposes, and approved to the State, March 11, 1835; and

WHEREAS, Much doubt seems to exist as to the particular purposes for which said lands were approved and confirmed to the State, and as to what Officers or Board of Officers, if any, is enti-

tled to control the same, or authorized to make sale thereof; therefore,

Resolved, That the Attorney General be and he is hereby requested to examine into the title and legal condition of said lands, and report whether any further legislation is necessary to authorize the sale, and the investment of the proceeds of the same.

Adopted.

By Mr. Niblack:

Resolved, That His Excellency, the Governor, be respectfully requested to report to this House at his earliest convenience, the amount of money paid, if any, within his knowledge, to the commandants of the various Military Encampments of this State, for the privilege of Sutler stands to the several regiments while in charge of such commandants; what amount was paid in each case for such privilege; to whom such money has been paid, and what disposition, if any, has been made of the funds thus collected; also, whether persons who have purchased the privileges of Sutler's stands, as aforesaid, have been dismissed and others substituted in their places, and whether said dismissed persons have had their money refunded, and if not, why the same has not been done.

Adopted.

By Mr. Lemmon of Spencer:

WHEREAS, It is reported to this House that on Friday last, the 30th ultimo, a guard of the fifth Indiana Cavalry, stationed at Rockport, Indiana, entered a printing office at that place, known as the *Rockport Democrat Office*, and in a violent tumultuous and disgraceful manner, broke up and utterly destroyed nearly all of the working materials of said office; and

WHEREAS, Upon account of this and other irregularities on the part of that portion of said cavalry stationed at that place, much irritation exists between such cavalry and a large portion of the citizens of that vicinity; and

WHEREAS, The Home Guards of that vicinity have heretofore demonstrated their willingness and ability to defend the border in that portion of the State, and are still willing and (as they believe),

able to defend said border, if that be all for which troops are required, at that point; and

WHEREAS, There seems to be some doubt as to what purpose, and by whose authority such cavalry are stationed at that place; therefore,

Resolved, That His Excellency, the Governor, be requested to communicate to this House, by whose authority and for what purpose such cavalry are stationed at Rockport, Indiana, as aforesaid, and whether such squad of cavalry acted under any order or intimation within his knowledge, which in any manner justified or excuse the entry and destruction of the printing office aforesaid, and whether such cavalry cannot be removed to some other point without injury to the public service, and he is farther requested to take such action as may be necessary to secure the prompt and efficient punishment of the persons engaged in the destruction of the printing office aforesaid.

Adopted.

By Mr. Moorman :

Resolved, That the Sinking Fund Committee be instructed to inquire into the expediency of so amending the law regulating the sale of lands mortgaged to the Sinking Fund, so as to give one hundred and twenty days for the redemption of said lands.

Adopted.

By Mr. Packard :

Resolved, That the Committee on Federal Relations be and they are hereby instructed to inquire by what authority Military Commanders, in other States, banish citizens of those States, to remain in this state for indefinite periods, and report at the earliest practicable day.

Adopted.

By Mr. Donaldson :

WHEREAS, It is important at this time to have an enumeration of all the white male inhabitants of this State, over the age of twenty-one years, by counties; therefore,

Resolved, That the Auditor of State be and he is hereby request-

ed to furnish the above information to this House at his earliest convenience.

Adopted.

By Mr. Newman :

Resolved, That in the opinion of this House it is the duty of this General Assembly to assist and co-operate, as far as it constitutionally can, with the Federal Government, in securing to the soldiers of Indiana their back pay.

Adopted.

By Mr. Anderson :

Joint resolution No. 27. A joint resolution instructing our Senators and Representatives to favor a reduction of the duties on imported paper.

Which was read, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Niblack :

House bill No. 140. An act to authorize the chairman of investigating committees appointed by either House or both Houses of the General Assembly, to administer oaths to witnesses testifying, or called to testify before such committee.

Was read the first time.

Mr. Niblack moved to suspend the constitutional rule, and read the bill a second time now.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Griffith,	Kendrick,	Pendleton,
Abdill,	Hall,	Lake,	Perry,
Anderson,	Hanna,	Lamb,	Pettibone,
Atkison,	Harden of W.,	Lasselle,	Priest,
Bird,	Hardin of Perry,	Lee,	Puett,
Blocher,	Harney,	Leeds,	Richardson,
Branham,	Hetfield,	Lemmon of H.,	Robinson,
Budd,	Hershey,	Lemmon of S.,	Roe,

Burton,	Higgins,	Marshall,	Ryan,
Beyerle,	Hon,	McCaughy,	Shaffer,
Cason,	Hostetter,	Milroy,	Shoaff of Allen,
Cass,	Howard,	Moorman,	Spencer,
Chambers,	Howell,	Mustard,	Stone,
Collins,	Hawk,	Mutz,	Tarkington,
Cook,	Humphreys,	Newman,	Van Buskirk,
Davis,	Hutchings,	Niblack,	Veach,
Donaldson,	James,	Noyes,	Waterman,
Forrester,	Johnson	O'Brien of H.,	Williams,
Garvin,	Jones,	O'Brien of M.,	Wolfe,
Given,	Kemp of Dubois,	Osborne,	Woodruff, and
Gregg,	Kemp of Vigo,	Packard,	Mr. Speaker—84.
Gregory,			

Those who voted in the negative were—

None.

So the rule was suspended, and the bill read the second time.

Mr. Niblack moved to strike out the word “investigating,” so as to make the act apply to all committees.

Agreed to.

Mr. Niblack moved that the constitutional provision be further suspended, and the bill considered as engrossed, read the third time now, and the bill put upon its passage.

The question being upon the further suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Griffith,	Kendrick,	Osborne,
Abbett,	Hall,	Lake,	Packard,
Abdill,	Hanna,	Lamb,	Pendleton,
Anderson,	Harden of W.,	Lasselle,	Perry,
Atkison,	Hardin of Perry,	Lee,	Pettibone,
Bird,	Harney,	Leeds,	Priest,
Blocher,	Hetfield,	*Lemmon of S.,	Richardson,
Branham,	Hershey,	Lemmon of H.,	Robinson,
Budd,	Higgins,	Marshall,	Roe,
Burton,	Hon,	Mason,	Ryan,

Cason,	Hostetter,	McCaughey,	Shoaff of Allen,
Cass,	Howard,	Miller,	Spencer,
Chambers,	Howk,	Milroy,	Stone,
Collins,	Howell,	Moorman,	Tarkington,
Cook,	Humphreys,	Mustard,	Van Buskirk,
Davis,	Hutchings,	Mutz,	Veach,
Donaldson,	James,	Newman,	Waterman,
Forrester,	Johnson,	Niblack,	Williams,
Garvin,	Jones,	Noyes,	Wolfe,
Gregg,	Kemp of Dubois,	O'Brien of H.,	Woodruff, and
Gregory,	Kemp of Vigo,	O'Brien of M.,	Mr. Speaker—85.

Mr. Puett voted in the negative.

So the rule was suspended, and the bill read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Kendrick,	Osborne,
Abbett,	Hall,	Lake,	Packard,
Abdill,	Hanna,	Lamb,	Pendleton,
Atkison,	Harden of W.,	Lasselle,	Perry,
Bird,	Hardin of Perry,	Lee,	Pettibone,
Blocher,	Harney,	Leeds,	Priest,
Branham,	Hetfield,	Lemmon of H.,	Puett,
Budd,	Hershey,	Lemmon of S.,	Richardson,
Burton,	Higgins,	Marshall,	Robinson,
Cason,	Hon,	Mason,	Roe,
Cass,	Hostetter,	McCaughey,	Ryan,
Chambers,	Howard,	Miller,	Shoaff of Allen,
Collins,	Howell,	Milroy,	Stone,
Cook,	Howk,	Moorman,	Tarkington,
Davis,	Humphreys,	Mustard,	Van Buskirk,
Donaldson,	Huthings,	Mutz,	Veach,
Forrester,	James,	Newman,	Waterman,
Garvin,	Johnson,	Niblack,	Williams,
Given,	Jones,	Noyes,	Wolfe,
Gregg,	Kemp of Dubois,	O'Brien of H.,	Woodruff, and
Gregory,	Kemp of Vigo,	O'Brien of M.,	Mr. Speaker—83.

Those who voted in the negative were—

None.

So the bill passed, and the Clerk was ordered to inform the Senate thereof.

Mr. Niblack moved to amend the title by striking out the word "investigating."

The amendment was adopted.

By Mr. Hanna :

House bill No. 141. A bill to create an executive council, and defining the duties thereof.

Mr. Cason moved to reject the bill.

Mr. Hanna moved the previous question, which was ordered by the House.

The question being upon the rejection of the bill,

Those who voted in the affirmative were—

Messrs.	Davis,	Johnson,	Noyes,
Abdill,	Forrester,	Jones,	O'Brien of H.,
Anderson,	Gregg,	Kendrick,	Perry,
Atkison,	Gregory,	Lamb,	Pettibone,
Baker,	Griffith,	Leeds,	Robinson,
Branham,	Hershey,	Marshall,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Beyerle,	Hostetter,	Morgan,	Tarkington,
Cass,	Hutchings,	Mustard,	Van Buskirk, and
Cason,	James,	Newman,	Woodruff—40.
Chambers,			

Those who voted in the negative were—

Messrs.	Harden of W.,	Lee,	Puett,
Abbett,	Hardin of P.,	Lemmon of H.,	Richardson,
Bird,	Harney,	Lemmon of S.,	Ryan,
Blocher,	Hetfield,	Mason,	Shaffer,
Burton,	Hon,	McCaughey,	Shoaff of Allen,
Collins,	Howard,	Miller,	Shoaff of Jay,

Cook,	Howell,	Milroy,	Spencer,
Donaldson,	Howk,	Mutz,	Veach,
Ferris,	Humphreys,	Niblack,	Waterman,
Garvin,	Kemp of Dubois,	Osborne,	Williams,
Given,	Kemp of Vigo,	Paekard,	Wolfe, and
Hall,	Lake,	Pendleton,	Mr. Speaker—50.
Hanna,	Lasselle,	Priest,	

So the bill was not rejected, and passed to a second reading.

By Mr. Garvin:

House bill No. 142. An act to amend the 656th and 661st sections of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil action in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

The bill was read and passed to a second reading.

By Mr. Lamb:

House bill No. 143. An act to authorize County Auditors to issue fee bills in certain cases therein named.

The bill was read and passed to a second reading.

By Mr. Moorman:

House bill No. 144. An act to amend the 46th section of "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

The bill was read, and passed to a second reading.

By Mr. Beyerle:

House bill No. 143. An act for the relief of George Arnold.

The bill was read, and passed to a second reading.

By Mr. Waterman:

House bill No. 146. An act to provide for the appointment of

Attorneys and assistant Prosecutors to prosecute the pleas of the State in the Circuit and Common Pleas Courts, in certain cases, and for the appointment of counsel for prisoners, when such prisoners are unable to pay such counsel, and to provide for the payment of such appointees, and to repeal all laws coming in conflict with this act.

The bill was read, and passed to a second reading.

The House adjourned until to-morrow at 9 o'clock, A. M.

FRIDAY, 9 o'clock, A. M., }
February 6, 1863. }

The House met.

The Journal was read and approved.

Mr. Shoaff of Jay, offered the following resolution, which was adopted.

Resolved, That the Doorkeeper be instructed to provide a suitable room, on as reasonable terms, and as convenient to the State building as possible, for the use of the Committee on Arbitrary Arrests.

Mr. Kilgore obtained leave of absence for three days.

Mr. Williams obtained leave of absence on account of sickness.

BILLS INTRODUCED.

By Mr. Garvin:

House bill No. 147. An act to amend an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct form of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

The bill was read, and passed to a second reading.

By Mr. Newman :

House bill No. 148. A bill to more effectually prevent injury to grain while growing in fields, or standing in stacks or ricks, prescribing punishment therefor, and providing for the detection of persons guilty of committing such injuries.

The bill was read, and passed to a second reading.

By Mr. Howk :

House bill No. 149. An act supplemental to an act entitled an act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical, and building purposes, approved May 20, 1852, and to repeal the 11th and 14th sections of said act.

The bill was read, and passed to a second reading.

A message from the Governor by Mr. Holloway, his private Secretary :

STATE OF INDIANA,
EXECUTIVE DEPARTMENT,
Indianapolis, Feb. 4, 1863.

To the General Assembly of the State of Indiana :

Owing to the immense drafts that have been made on the treasury of the United States, the Government has been unable to promptly pay the troops the wages to which they are entitled. To most of the soldiers four months pay is due, and to many of them six.

I am informed, however, that enough money has recently been furnished to the Pay Masters to pay all arrearages up to the first day of November last, which will still leave due and unpaid their wages for two months, ending on the first day of January. This failure, by the Government, to pay to the army the money due to it at the period fixed by law for its payment, which is every two months, operates with great hardship upon the wives, children, and parents who are dependent upon it for support. The compensation of the private soldier is small, and if the payment of it be greatly delayed, much suffering must ensue.

The brave and generous men who have gone to the field to peril their lives in battle, and endure the hardships of war, should not be

allowed to feel that the payment of their scanty compensation is delayed, if there be any means by which delay can be avoided. The soldier needs money while in camp and on the march, and often suffers greatly in health and comfort for want of it.

The Government, I believe, is doing all in its power to meet its engagements promptly; but the question is, whether the State could not, without serious detriment to herself, remove the difficulty, so far as the Indiana troops are concerned, by advancing their unpaid wages? If proper legislative authority were given, the State could, I have no doubt, borrow of the banks or individuals in Indiana, New York, or other places, at legal interest, enough money for the purpose, and an arrangement could be made with the Secretary of the Treasury by which the amount advanced should be refunded to the State by the United States, whenever the Government was able to pay the same to the troops, if they had not been paid by the State. The State would be reimbursed for her expenditure, probably every 60 or 90 days, and the interest paid upon the bonds would be trifling, compared with the amount of good that would be accomplished; and this interest would, no doubt, be refunded by the Government.

The plan for doing it, I would briefly suggest, as follows: Let the officers and soldiers, in proper form, assign the pay due them to the Treasurer of the State, with a direction in the assignment to whom the money should be paid by the State.

If the money is to be paid to the families or friends of the officer or soldier, being in this State, it can be done through the treasurer of the county in which such persons live. If the money is to be sent to the soldier in the field, it can be done by Federal Pay Masters, under an arrangement with the Pay Master General, at Washington; or if it be preferred, the money can remain in the State Treasury as a deposit, subject to the order, at any time, of the person entitled to draw it.

Upon the pay rolls thus assigned to the Treasurer of the State he can, from time to time, settle with the United States, and receive back the moneys advanced.

The measure proposed has several important advantages.

First. By the prompt payment of the troops a prolific source of discontent and desertion is removed.

Secondly. Officers and men are enabled to provide for their own necessities in the field, and for the support of their families and dependent ones at home.

Thirdly. By the plan proposed, of paying through the county treasurers, families and dependent ones at home will receive a large amount which would never reach them, even though it was promptly paid to those entitled, while they were in the field.

Fourthly. Much money would be held in trust, as a deposit in the State Treasury, which, if paid to the soldiers in the field, would be squandered or lost.

The recommendation is not intended to be confined to pay now in arrears, but to apply in the future, when the Government is unable promptly to meet its engagements with the army.

Should the plan suggested not be deemed feasible or the best, I will cheerfully co-operate with you in the adoption of any other by which the main purpose, the prompt payment of Indiana troops, can be accomplished.

I would respectfully invite your early consideration of this subject.

O. P. MORTON,
Governor of Indiana.

The communication was referred to the Committee of Ways and Means.

Mr. Chambers obtained leave of absence until Thursday next.

Mr. Stone obtained leave of absence until Monday noon.

By consent of the House,

Mr. Ferris offered the following resolution, which was adopted :

Resolved, That a committee of three be appointed by the Speaker, whose duty it shall be to visit the several hospitals in and about the city of Indianapolis, where sick or wounded soldiers are taken care of, and report to this House as to the manner and efficiency of the treatment of the same; and also to recommend to this House, if necessary, such action as may be needed to render the condition of such sick or wounded soldiers as comfortable as possible.

BILLS ON THEIR THIRD READING.

Engrossed bill of the House No. 66. An act to amend the act entitled "An act to incorporate the Wabash Navigation Company,"

approved Jan. 13, 1846, and to authorize the said company to raise money when necessary to make repairs on their works.

Was read the third time.

The question being, shall the bill pass.

Those who voted in the affirmative were—

Messrs.	Forrester,	Johnson,	O'Brien of M.,
Abbett,	Garvin,	Kemp of Dubois,	Osborn,
Abdill,	Given,	Kemp of Vigo,	Packard,
Anderson,	Gregg,	Lake,	Pendleton,
Atkison,	Gregory,	Lamb,	Perry,
Baker,	Hall,	Lasselle,	Pettibone,
Bird,	Hanna,	Lee,	Puett,
Blocher,	Harden of W.,	Leeds,	Reitz,
Brogan,	Hardin, of P.,	Lemmon of H.,	Richardson,
Budd,	Hetfield,	Lemmon of S.,	Roberts,
Burton,	Hershey,	Marshall,	Ryan,
Beyerle,	Higgins,	Mason,	Shaffer,
Cason,	Hon,	McCaughey,	Shoaff of Allen,
Cass,	Hostetter,	Miller,	Tarkington,
Chambers,	Howard,	Milroy,	Van Buskirk,
Collins,	Howell,	Moorman,	Veach,
Cook,	Howk,	Mustard,	Williams,
Davis,	Humphreys,	Niblack,	Wolfe, and
Ferris,	James,	O'Brien of H.,	Mr. Speaker—75.

Those who voted in the negative were—

Messrs.	Hutchings,	Noyes,	Roe, and
Donaldson,	Jones,	Priest,	Woodruff—10.
Griffith,	Newman,	Robinson,	

So the bill passed.

House bill No. 20. An act to amend section forty-six of an act entitled "An act to provide for a general system of Common Schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith;"

Was read the third time.

The question being, shall the bill pass.

Those who voted in the affirmative were—

Messrs.	Gregg,	Lamb,	Pendleton,
Abbett,	Gregory,	Lasselle,	Perry,
Abdill,	Griffith,	Leeds,	Pettibone,
Anderson,	Hall,	Lemmon of S.,	Reitz,
Atkison,	Hardin of Perry,	Marshall,	Richardson,
Baker,	Hetfield,	Mason,	Robinson,
Brogan,	Hershey,	McCaughy,	Roe,
Budd,	Higgins,	Miller,	Ryan,
Burton,	Hon,	Milroy,	Shaffer,
Beyerle,	Hostetter,	Moorman,	Shoaff of Allen,
Cason,	Howell,	Morgan,	Stone,
Chambers,	Howk,	Mustard,	Tarkington,
Collins,	Humphreys,	Newman,	Van Buskirk,
Cook,	Hutchings,	Niblack,	Veach,
Davis,	James,	Noyes,	Williams,
Donaldson,	Johnson,	O'Brien of H.,	Wolfe,
Ferris,	Jones,	O'Brien of M.,	Woodruff, and
Forrester,	Kemp of Dubois,	Osborne,	Mr. Speaker—74.
Garvin,	Lake,	Packard,	

Those who voted in the negative were—

Messrs.	Hanna,	Kemp of Vigo,	Priest, and
Bird,	Harden of W.,	Lee,	Puett—10.
Blocher,	Howard,	Lemmon of H.,	

So the bill passed.

House bill No. 44. An act to amend the sixth section of "An act to fix the times of holding the Common Pleas Courts in the several Counties in this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith," approved March 5, 1859.

Was read the third time.

Mr. Perry, by the unanimous consent of the House, offered the following amendment:

Amend by adding the following section to the bill:

Section Two. Whereas an emergency exists for the immediate taking effect of this act, it shall therefore take effect and be in force from and after its passage.

Amend by inserting after the words "approved March 5, 1859," the following: •

Section First. Be it enacted by the General Assembly of the State of Indiana, that section six of the above recited act.

The amendment was adopted.

The question being, shall the bill pass.

Those who voted in the affirmative were—

Messrs.	Gregory,	Lake,	Packard,
Abbett,	Griffith,	Lamb,	Pendleton,
Abdill,	Hall,	Lasselle,	Perry,
Anderson,	Hanna,	Lee,	Pettibone,
Bird,	Harden of W.,	Leeds,	Priest,
Blocher,	Hardin of Perry,	Lemmon of H.,	Reitz,
Brogan,	Hetfield,	Lemmon of S.,	Roberts,
Budd,	Hershey,	Marshall,	Robinson,
Burton,	Higgins,	Mason,	Roe,
Beyerle,	Hon,	McCaughey,	Ryan,
Cason,	Hostetter,	Miller,	Shaffer,
Cass,	Howard,	Milroy,	Shoaff of Allen,
Chambers,	Howell,	Moorman,	Shoaff of Jay,
Collins,	Howk,	Morgan,	Tarkington,
Davis,	Humphreys,	Mustard,	Van Buskirk,
Donaldson,	Hutchings,	Newman,	Veach,
Ferris,	James,	Niblack,	Williams,
Forrester,	Johnson,	Noyes,	Wolfe,
Garvin,	Jones,	O'Brien of H.,	Woodruff, and
Given,	Kemp of Dubois,	O'Brien of M.,	Mr. Speaker—83.
Gregg,	Kemp of Vigo,	Osborn,	

Mr. Priest voting in the negative—1.

So the bill passed.

House bill No. 54. An act to authorize County Treasurers to offer lands delinquent for taxes, for sale at the Auditor's office;

Was read the third time.

Mr. Packard moved to lay the bill on the table,
Not agreed to.

Mr. Bird moved that the bill be again recommitted to the Committee on the Judiciary with instructions to amend, so as to make the provisions of the bill applicable to those counties only where there are no Court Houses.

Mr. Miller moved to amend the amendment by providing that tax sales shall take place either at the Court House or the Auditor's Office.

Mr. Leeds moved that the motion to re-commit lie on the table.
Agreed to.

The question being shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lasselle,	Perry,
Abbett,	Hall,	Lee,	Pettibone,
Abdill,	Hanna,	Leeds,	Priest,
Anderson,	Hardin of W.,	Lemmon of H.,	Richardson,
Atkison,	Hardin of P.,	Lemmon of S.,	Roberts,
Baker,	Hetfield,	Marshall,	Robinson,
Bird,	Hershey,	Mason,	Roe,
Blocher,	Hon,	McCaughey,	Ryan,
Brogan,	Hostetter,	Miller,	Shaffer,
Budd,	Howard,	Milroy,	Shoaff of Allen,
Burton,	Howell,	Moorman,	Shoaff of Jay,
Beyerle,	Howk,	Morgan,	Spencer,
Cass,	Humphreys,	Mustard,	Stone,
Chambers,	Hutchings,	Mutz,	Tarkington,
Cook,	James,	Newman,	Van Buskirk,
Davis,	Johnson,	Niblack,	Veach,
Donaldson,	Jones,	Noyes,	Williams,
Forrester,	Kemp of Dubois,	O'Brien of H.,	Wolfe,
Given,	Kemp of Vigo,	O'Brien of M.,	Woodruff, and
Gregg,	Lake,	Osborn,	Mr. Speaker—82.
Gregory,	Lamb,	Pendleton,	

Those who voted in the negative were—

Messrs.	Higgins,	Puett, and	Reitz—5.
Collins,	Packard,		

So the bill passed.

House bill No. 69. A bill to regulate the duties of the State Librarian;

Was read the third time.

Mr. Anderson, by consent of the House, offered the following amendment:

Insert after the title, "Be it enacted by the General Assembly of the State of Indiana."

The amendment was adopted.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Lamb,	Pendleton,
Abbett,	Griffith,	Lasselle,	Perry,
Abdill,	Hall,	Leeds,	Pettibone,
Anderson,	Hanna,	Lemmon of H.,	Priest,
Atkison,	Harden of W.,	Lemmon of S.,	Puett,
Baker,	Hardin of Perry,	Marshall,	Reitz,
Bird,	Hetfield,	Mason,	Richardson,
Blocher,	Hershey,	McCaughey,	Roberts,
Brogan,	Higgins,	Miller,	Robinson,
Brown,	Hon,	Milroy,	Ryan,
Budd,	Hostetter,	Moorman,	Shaffer,
Burton,	Howard,	Morgan,	Shoaff of Allen,
Beyerle,	Howell,	Mustard,	Shoaff of Jay,
Cass,	Howk,	Mutz,	Spencer,
Chambers,	Humphreys,	Newman,	Stone,
Cook,	James,	Niblack,	Tarkington,
Davis,	Johnson,	Noyes,	Van Buskirk,
Donaldson,	Jones,	O'Brien of H.,	Williams,
Forrester,	Kemp of Dubois,	O'Brien of M.,	Woodruff, and
Garvin,	Kemp of Vigo,	Osborne,	Mr. Speaker—82.
Gregg,	Lake,	Packard,	

Those who voted in the negative were—

Messrs. Hutching and Roe—2.

So the bill passed.

Mr. Anderson offered the following:

Amendment to the title: Add, "and providing penalties for the violations of the provisions of this act."

The amendment was adopted.

House bill No. 95. An act to fix the time of holding the Courts of Common Pleas in the counties of Adams, Wells, Huntington, and Allen, and the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect;

Was read the third time.

Mr. Bird moved to amend by striking out the emergency clause. Adopted.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Lasselle,	Perry,
Abbett,	Griffith,	Lee,	Pettibone,
Abdill,	Hall,	Leeds,	Priest,
Anderson,	Hanna,	Lemmon of H.,	Puett,
Atkison,	Hardin of W.,	Lemmon of S.,	Reitz,
Baker,	Harden of Perry,	Marshall,	Richardson,
Bird,	Hetfield,	Mason,	Roberts,
Blocher,	Hershey,	McCaughey,	Robinson,
Brogan,	Higgins,	Miller,	Roe,
Brown,	Hon,	Milroy,	Ryan,
Budd,	Hostetter,	Moorman,	Shaffer,
Burton,	Howard,	Morgan,	Shoaff of Allen,
Beyerle,	Howell,	Mustard,	Shoaff of Jay,
Cass,	Howk,	Mutz,	Speneer,
Chambers,	Humphreys,	Newman,	Stone,
Collins,	Hutchings,	Niblack,	Tarkington,
Cook,	James,	Noyes,	Van Buskirk,

Davis,	Johnson,	O'Brien of H.,	Veach,
Donaldson,	Jones,	O'Brien of M.,	Williams,
Forrester,	Kemp of Dubois,	Osborne,	Wolfe,
Garvin,	Kemp of Vigo,	Packard,	Woodruff, and
Given,	Lake,	Pendleton,	Mr. Speaker—89.
Gregg,	Lamb,		

None voting in the negative.

So the bill passed.

Mr. Lasselle moved the following amendment to the title :

Strike out the words "declaring when the act shall take effect."
Adopted.

Senate bill No. 10. An act to amend section nine of an act of amendment, approved March 9, 1861, of an act approved February 12, 1855, amending section second of an act concerning the organization of voluntary associations, and repealing former laws in reference thereto ;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Gregg,	Kemp of Vigo,	Perry,
Abbett,	Gregory,	Lake,	Pettibone,
Abdill,	Griffith,	Lamb,	Priest,
Atkison,	Hall,	Lasselle,	Puett,
Baker,	Hanna,	Lee,	Reitz,
Bird,	Harden of W.,	Leeds,	Richardson,
Blocher,	Hardin of Perry,	Lemmon of H.,	Roberts,
Brogan,	Hetfield,	Lemmon of S.,	Robinson,
Brown,	Hershey,	Marshall,	Ryan,
Budd,	Higgins,	Mason,	Shaffer,
Burton,	Hon,	McCaughy,	Shoaff of Allen,
Beyerle,	Hostetter,	Miller,	Shoaff of Jay,
Cass,	Howard,	Milroy,	Spencer,
Chambers,	Howell,	Mustard,	Stone,
Collins,	Howk,	Mutz,	Tarkington,
Cook,	Humphreys,	Niblack,	Veach,

Davis,	Hutchings,	Noyes,	Williams,
Donaldson,	James,	O'Brien of M.,	Wolfe,
Forrester,	Johnson,	Osborn,	Woodruff, and
Garvin,	Jones	Packard,	Mr. Speaker—83.
Given,	Kemp of Dubois,	Pendleton,	

Those who voted in the negative were—

Messrs. Newman and O'Brien of Hamilton—2.

So the bill passed.

Mr. Lasselle offered the following amendment to the title :

Resolved, That the title of the act be amended so as to read "An act to amend section 9 of an act entitled an act to amend section 2 of an act entitled an act concerning the organization of voluntary associations, and repealing former laws in reference thereto," approved February 12, 1855, approved March 9, 1861.

The amendment was adopted.

Mr. Packard, by consent of the House, offered joint resolution No. 28 relative to the payment of our soldiers in gold, or its equivalent in paper currency ;

Which was read, and passed to a second reading.

The House adjourned until 2 o'clock P. M.

2 O'CLOCK, P. M.

The House met.

Mr. Roberts moved to reconsider the vote by which the report of the Committee on County and Township Business was concurred in, and by which, House bill No. 35, an act extending the term of office of Township Trustees from one to two years, was laid on the table.

Agreed to.

The question being on concurring in the report of the committee, The report was not concurred in.

Mr. Brown moved to recommit the bill to the Committee on County and Township Business.

Mr. Perry moved to lay the motion to recommit on the table.
Agreed to.

Mr. Spencer moved to refer the bill to the Committee on Education.

Mr. Mason moved to lay the motion to refer on the table.
Agreed to.

Mr. Brown moved to refer the bill to the Committee on the Judiciary.

Mr. Roberts moved to lay the motion to refer on the table.
Agreed to.

The bill was ordered to be engrossed.

Mr. Hardin of Perry moved to take from the table House bill No. 92, in relation to the collection of delinquent taxes by County Treasurers.

Agreed to.

Mr. Hardin of Perry moved to refer the bill to a select committee of five.

Agreed to.

The Speaker appointed Messrs. Hardin of Perry, Niblack, Lamb, Cass and Donaldson said committee.

Mr. Brown, by consent of the House, offered the following resolution:

WHEREAS, It has been charged upon the floor of this House "that an emissary of Jeff. Davis, (meaning Jefferson Davis of the so-called Southern Confederacy), was in consultation with members of this House on a certain night;" therefore, be it

Resolved, That a select committee of three be appointed by the Speaker of this House to ascertain, and report to this House as soon as practicable, whether any members of this House have been in consultation with such emissary, and if they have been, who such members are, when and where they had such consultation, and for what purpose they had the same.

Resolved, That said committee be empowered to send for witnesses, compel attendance, and examine said witnesses upon oath in reference to the matter set forth in the foregoing preamble and resolutions.

Mr. Cason moved that the resolution lie on the table.

Messrs. Brown and Miller demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Gregg,	Lamb,	Pettibone,
Abdill,	Gregory,	Leeds,	Robinson,
Anderson,	Higgins,	Moorman,	Roe,
Budd,	Hostetter,	Newman,	Stone,
Cason,	Hutchings,	Noyes,	Tarkington,
Chambers,	James,	O'Brien of H.,	Van Buskirk, and
Forrester,	Jones,	Perry,	Woodruff—27.

Those who voted in the negative were—

Messrs.	Hall,	Lee,	Pendleton,
Abbott,	Hanna,	Lemmon of H.,	Priest,
Atkison,	Harden of W.,	Lemmon of S.,	Puett,
Bird,	Hardin of Perry,	Marshall,	Reitz,
Blocher,	Harney,	Mason,	Richardson,
Brogan,	Hershey,	McCaughy,	Roberts,
Brown,	Hon,	Miller,	Ryan,
Burton,	Howard,	Milroy,	Shaffer,
Beyerle,	Howell,	Mustard,	Shoaff of Allen,
Cass,	Howk,	Mutz,	Spencer,
Collins,	Humphreys,	Niblack,	Veach,
Cook,	Johnson,	O'Brien of M.,	Wolfe,
Donaldson,	Kemp of Dubois,	Osborn,	Woollen, and
Garvin,	Kemp of Vigo,	Packard,	Mr. Speaker—58.
Griffith,	Lake,		

So the resolution was not laid upon the table.

Mr. Atkison moved to amend by adding:

“And that David C. Branham be one of the committee, and that he be a competent witness in the investigation.”

Mr. Roberts moved the previous question ;
Which was ordered.

The question being on the amendment,
It was not adopted.

The question being on the adoption of the resolution,

Messrs. Packard and Brown demanded the ayes and noes.

Mr. Branham was excused from voting.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lemmon of H.,	Priest,
Abbett,	Harden of W.,	Lemmon of S.,	Puett,
Bird,	Hardin of Perry,	Mason,	Reitz,
Blocher,	Harney,	McCaughey,	Richardson,
Brogan,	Hetfield,	Miller,	Roberts,
Brown,	Hon,	Milroy,	Robinson,
Budd,	Howard,	Mutz,	Ryan,
Burton,	Howell,	Niblack,	Shaffer,
Collins,	Humphreys,	O'Brien of M.,	Shoaff of Allen,
Cook,	Hutchings,	Osborn,	Spencer,
Donaldson,	Kemp of Dubois,	Packard,	Veatch,
Garvin,	Kemp of Vigo,	Pendleton,	Wolfe,
Given,	Lake,	Perry,	Woollen, and
Griffith,	Lasselle,	Pettibone,	Mr. Speaker—56.
Hall,	Lee,		

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	O'Brien of H.,
Abdill,	Gregg,	Leeds,	Perry,
Anderson,	Gregory,	Marshall,	Roe,
Atkison,	Hershey,	Moorman,	Stone,
Beyerle,	Higgins,	Mustard,	Tarkington, and
Cason,	Hostetter,	Noyes,	Woodruff—25.
Chambers,	James,		

So the resolution was adopted.

The Speaker announced the following select committee to visit
H. J.—22

the military hospitals of the city, under a previous resolution of the House: Messrs. Ferris, Beyerle, and Lake.

Mr. Moorman obtained leave of absence until Tuesday.

The House adjourned until to-morrow morning at 9 o'clock.

SATURDAY, 9 o'clock, A. M., }
February 7, 1863. }

The House met.

The reading of the Journal was dispensed with.

Mr. Cass obtained leave of absence on account of sickness.

The Speaker laid before the House the following communication from the Indiana Institution for the Blind:

INDIANAPOLIS, February 5, 1863.

To the Indiana House of Representatives:

In response to a resolution adopted by your honorable body, January 23, 1863, I beg leave to communicate that it is contemplated to give before the General Assembly the desired exhibition of the method of instruction pursued in our Institution, and the progress of the pupils under the same, on next Wednesday evening, the 11th instant, at the Masonic Hall, commencing at half-past seven o'clock. A full attendance of the members of your House is earnestly solicited.

Respectfully submitted,

W. H. CHURCHMAN, *Sup't.*

The Speaker laid before the House the following communication from the President of the Sinking Fund:

HON. SAMUEL H. BUSKIRK, *Speaker of the House of Representatives:*

SIR:—I take the liberty of making a few suggestions through

you to the House over which you preside, in reference to such changes as in my judgment ought to be made in the law regulating the duties of the board of Sinking Fund Commissioners:

1st. The law under which lands mortgaged to the Sinking Fund are now sold for non-payment of interest, allows to the mortgagor only sixty days for its redemption. These lands are mostly purchased by speculators, and the time for redemption in many cases expires before the mortgagor has notice that his lands have been sold. I can not see that the interest of the fund would be jeopardized by an extension of the time.

2d. I think the law requiring the distribution of the funds among the counties should be repealed; experience has shown that in many cases losses have resulted through such distribution. Instead thereof I recommend that the board be vested with discretionary power, either to re-loan, as heretofore, under the old law, or to apply the funds to the purchase of Indiana bonds. I would not make it obligatory upon the board to purchase bonds exclusively, as that would have a tendency to increase their market value, but still give the bonds the preference, while they can be had at such prices as in the judgment of the board would be to the interest of the fund.

3d. That whenever bonds are so purchased, that they be cancelled, and a new non-assignable bond be issued by the proper officers of State, for the whole amount presented at any one time, and that the interest thereon be payable at the office of the Sinking Fund, at Indianapolis. I will make no lengthy argument in support of the foregoing suggestions, as I think a statement of them will induce the proper investigation by the Legislature.

Very respectfully,

W. H. TALBOTT,
President Board Sinking Fund Commissioners.

Referred to the Committee on Ways and Means.

Mr. Howk obtained leave of absence on account of sickness.

By consent of the House, Mr. Hanna offered the following concurrent resolution:

WHEREAS, His Excellency, Gov. O. P. Morton, in his special

message to the Legislative department of the State of Indiana, of Feb. 4, 1863, has advised that negotiations be instituted with the Secretary of the Treasury and the Paymaster General of the United States, to the end that the State of Indiana may assume the payment of the amounts now in arrears, due the soldiers thereof, as well as to insure more prompt payment in the future; said Secretary and Paymaster agreeing to reimburse such parties as may be willing to advance said money upon the credit of the State; therefore,

Be it resolved by the House of Representatives, (the Senate concurring,) That a joint committee of two Representatives and one Senator, to be appointed by the Speaker of the House and the President of the Senate, respectively, be instructed to correspond, without delay, with the Secretary of the Treasury and the Paymaster General of the United States, to ascertain whether the relief contemplated in His Excellency's special message can be attained.

Adopted.

The Speaker appointed Messrs. Hanna and Van Buskirk said committee on the part of the House.

Mr. Garvin presented a memorial from the citizens of Vanderburg county, praying the Legislature to reimburse the county of Vanderburg for moneys expended for arms for the protection of the border.

Referred to the Committee on Military Affairs.

On motion of Mr. Roberts,

The House suspended the order of business, and proceeded to the

ORDERS OF THE DAY.

The special order being the resolution of Mr. Mason, relative to the distribution of arms, it was postponed until Wednesday next, at 10 o'clock, A. M., and made the special order for that hour.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House, that the Senate has passed the following engrossed bill thereof, viz:

Senate bill No. 15. A bill authorizing railroad companies to make extensions, or branches, in certain cases, and to take stock in railroad bridges.

In which the concurrence of the House is respectfully requested. Which was read, and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed to inform the House that the Senate has passed the following engrossed bills thereof, to-wit :

Senate bill No. 16. A bill prescribing the forms of conveyances of real estate, that may be used by executors, administrators, guardians, trustees, and commissioners, in certain cases, amending section 100 of the act in relation to the settlement of decedents' estates, approved June 17, 1852; and, also, to repeal the 547th section of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in an uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Senate bill No. 17. A bill to provide that the amount of United States Government stamp duties required and used on original process certificates, bonds, appraisements, deeds of conveyance by sheriffs, and on other instruments, shall, in all actions, be taxed and collected as other costs in said action.

Senate bill No. 20. A bill to amend section 33 of an act entitled "An act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved June 21, 1862.

Senate bill No. 22. A bill to amend the 54th section of chapter 7, entitled an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852.

Senate bill No. 24. A bill to provide for the execution of con.

veyances by county auditors for school lands, when the certificate was not properly assigned, or assignment acknowledged, in certain cases.

Senate bill No. 26. A bill to amend the 12th section of an act touching the relation of guardian and ward, approved June 9, 1852.

Senate bill No. 30. A bill to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties, and to repeal laws inconsistent therewith.

Senate bill No. 32. A bill to provide for the publication of notice of the pendency of suits as against defendants whose residence is unknown.

In which the concurrence of the House is respectfully requested.

Which several bills were read, and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary:

Mr. SPEAKER:

I am directed to inform the House that the Senate has passed the following engrossed bills thereof, to-wit:

Senate bill No. 28. A bill in addition to the first section of an act passed in 1861, entitled an act to amend the second section of an act entitled an act to amend the two hundred and second and two hundred and eighth sections of an act entitled "an act to revise, simplify, and abridge the rules, practice, and forms in civil cases."

Senate bill No. 33. A bill providing the form of deed that may be used by sheriff and coroner in certain cases.

In which the concurrence of the House is respectfully requested.

The bills were read, and passed to a second reading.

BILLS ON SECOND READING.

The following bills were read the second time:

House bill No. 135. An act to amend section thirteen of "an act to provide for a general system of common schools, the officers

thereof, and their respective powers and duties and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861, of chapter 41.

Referred to the Committee on Education.

House bill No. 136. An act to amend section one of an act entitled "an act for the relief of borrowers of the Sinking Fund, and to repeal the fourth section, and so much as applies to the Sinking Fund of the whole act, entitled "an act to extend to borrowers of the Sinking Fund, Surplus Revenue Fund, Congressional School Fund, and other funds, time of payment of loans and prescribing the duties of the officers in regard thereto," approved March 3, 1859, and prescribing how mortgages may be substituted, and containing some provisions respecting the Sinking Fund and its control and management, and matters properly connected therewith, approved March 9, 1861.

Referred to the Committee of Ways and Means.

House bill No. 137. An act supplemental to an act regulating interest on money, approved May 27, 1852, the fifty-first section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws in conflict with the act, approved March 7, 1861.

Referred to the Committee on the Judiciary.

House bill No. 138. An act applying certain funds therein named to the payment of the public debt.

Referred to the Committee on the Sinking Fund.

House bill No. 139. An act to raise a revenue for State purposes for the years 1863 and 1864.

Referred to the Committee of the Whole House, and made the special order for Tuesday next, at 2 o'clock P. M.

House bill No. 141. An act to create an Executive Council, and defining the duties thereof.

Mr. Griffith offered the following amendment:

Amend by striking out from section three these words: "And the Council as such discharge all other duties imposed upon them by law."

Mr. Beyerle offered the following amendment:

"SEC. 2. The Governor of the State may require the opinion in writing of the said Executive Council upon any subject relating to the duties of the Governor."

Mr. Van Buskirk moved to further amend by striking out so much of section two as requires the Executive Council to sign their names to all official documents.

The bill and amendments were referred to the Committee on the Judiciary.

House bill No. 142. An act to amend the 656th and 661st sections of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Referred to the Committee on the Judiciary.

House bill No. 143. An act to authorize County Auditors to issue fee bills in certain cases therein named.

Referred to the Committee on Fees and Salaries.

House bill No. 144. An act to amend the 46th section of "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

The bill was informally laid on the table.

House bill No. 145. An act for the relief of George Arnold.

Referred to the Committee on Claims.

House bill No. 146. A bill to provide for the appointment of Attorneys and Assistant Prosecutors to prosecute the pleas of the State in the Circuit and Common Pleas Courts in certain cases, and for the appointment of counsel for prisoners, and enable them to pay such counsel, and to provide for the payment of such appointees, and to repeal all laws coming in conflict with this act.

Referred to the Committee on the Organization of Courts.

House bill No. 147. An act to amend an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Referred to the Committee on the Judiciary.

House Bill No. 148. A bill to more effectually prevent injury to grain growing in the fields, or standing in stacks or ricks, prescribing punishment therefor, and providing for the detection of persons guilty of committing such injury.

Referred to the Committee on the Judiciary.

House bill No. 149. An act supplemental to an act entitled "An act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical and building purposes, approved May 20, 1852, and to repeal the eleventh and fourteenth sections of said act."

Referred to the Committee on Corporations.

The following resolution was offered:

By Mr. Lake:

Resolved, That when this House adjourns, that it adjourn to meet at 10 o'clock, A. M., on next Monday.

Adopted.

By Mr. Griffith:

WHEREAS, The practice which is common to legislative bodies; in other words, what is denominated as holding caucus, has of late become so potent as to oppress freedom of action, and has a strong tendency to suppress independence of thought and liberty of speech, giving talented and impulsive gentlemen undue control in times of excitement, rendering them leaders, and binding the rest to abject obedience;

WHEREAS, Many may be caused to sacrifice principle to expediency; therefore,

Resolved, That we hereby discourage the practice of holding caucus, except in extreme cases.

Mr. Hanna moved to strike out the words "in extreme cases," and insert "whenever they please."

The amendment was adopted.

The resolution, as amended, was adopted.

By Mr. Milroy :

Resolved, That no member of this House shall speak more than fifteen minutes at any one time without the consent of the majority of this House.

The resolution was laid over until Monday.

By Mr. Hanna :

WHEREAS, The State of Indiana has appropriated a large amount of private property, belonging to Messrs. Talbott & Costigan, to its use in the establishment of the Northern Prison of the State ; and,

WHEREAS, The State has heretofore neglected to account to said Talbott & Costigan for such use made of their private property ; therefore,

Resolved, That the accompanying account and vouchers of Messrs. Talbott & Costigan, and marked "A," be referred to the Committee on Claims, with instructions to report to this House as to the legality of said claim, and what legislation, if any, is required to meet the exigencies of the case stated.

Referred to the Committee on claims.

By Mr. Jones.

WHEREAS, There are throughout the State a great many turn-pike roads that were constructed by the citizens in the immediate vicinity of said roads, and for their mutual benefit and convenience ; and

WHEREAS, The joint stock in said companies has been bought up, to a large extent, by outsiders and foreigners, and through this means these turnpikes have become engines of oppression to those who constructed them ; therefore,

Resolved, That the Committee on Roads be instructed to inquire into the expediency of graduating the number of votes of large Stockholders, so that they may give, say twenty-five votes for the

first twenty-five shares owned, and ten votes for the next twenty shares, and so on, thus giving small Stockholders, at least a shadow of a chance in controlling said companies or pikes, and report by bill or otherwise.

Adopted.

Mr. Anderson offered joint resolution No. 29, which was read, and passed to a second reading.

Joint resolution No. 6, was read the third time.

Mr. Lamb moved to recommit to the Select Committee of five, with instructions to inquire into the facts stated in the joint resolution, and to report as soon as possible.

Mr. Packard moved to lay the motion to recommit on the table,

On which question Messrs. Lamb and Leeds demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry, Miller,	Richardson,
Abbett,	Hetfield, Milroy,	Roberts,
Atkison,	Hon, Mutz,	Ryan,
Blocher,	Howard, Niblack,	Shaffer,
Brown,	Howell, O'Brien of M.,	Shoaff of Allen,
Cook,	Humphreys, Osborn,	Spencer,
Donaldson,	Kemp of Dubois, Packard,	Veach,
Garvin,	Kemp of Vigo, Pendleton,	Wolfe,
Hall,	Lemmon of H., Priest,	Woollen, and
Hanna,	Lemmon of S., Puett,	Mr. Speaker—42.
Harden of W.,	McCaughey, Reitz,	

Those who voted in the negative were—

Messrs.	Gregg,	Kendrick,	O'Brien of H.,
Anderson,	Griffith,	Lamb,	Perry,
Baker,	Hershey,	Leeds,	Pettibone,
Beyerle,	Higgins,	Marshall,	Robinson,
Budd,	Hutchings,	Mustard,	Roe and
Davis,	James,	Noyes,	Stone—25.
Forrester,	Johnson,		

So the motion to recommit was laid on the table.

On the question of the passage of the joint resolution :

Those who voted in the affirmative were—

Messrs.	Hetfield,	Milroy,	Roberts,
Atkison,	Hon,	Mutz,	Roe, .
Blocher,	Howard,	Niblack,	Ryan,
Brown,	Howell,	O'Brien of M.,	Shaffer,
Cook,	Humphreys,	Osborn,	Shoaff of Allen,
Donaldson,	Kemp of Dubois,	Paekard,	Spencer,
Garvin,	Kemp of Vigo,	Pendleton,	Veach,
Hall,	Lemmon of H.,	Priest,	Wolfe,
Hanna,	Lemmon of S.,	Puett,	Woollen, and
Harden of W.,	McCaughey,	Reitz,	Mr. Speaker—42.
Hardin of Perry,	Miller,	Richardson,	

Those who voted in the negative were—

Messrs.	Davis,	James,	Perry,
Anderson,	Forrester,	Johnson,	Pettibone,
Baker,	Gregg,	Lamb,	Robinson, and
Beyerle,	Hershey,	Marshall,	Tarkington—18.
Budd,	Higgins,	Noyes,	

No quorum voting.

Mr. Higgins moved that the House adjourn.

Not agreed to.

Mr. Veach moved a call of the House, which was ordered.

The following members answered to their names—

Messrs.	Hall,	Lamb,	Pettibone,
Anderson,	Hanna,	Lemmon of H.,	Priest,
Atkison,	Harden of W.,	Lemmon of S.,	Puett,
Baker,	Hardin of Perry,	Marshall,	Richardson,
Beyerle,	Hershey,	McCaughey,	Roberts,
Blocher,	Hetfield,	Miller,	Robinson,
Brown,	Higgins,	Milroy,	Roe,
Budd,	Hon,	Mustard,	Ryan,
Cass,	Howard,	Mutz,	Shaffer,
Cook,	Howell,	Niblack,	Shoaff of Allen,

Davis,	Humphreys,	Noyes,	Spencer,
Donaldson,	James,	O'Brien of M.,	Tarkington,
Forrester,	Johnson,	Osborn,	Veach,
Garvin,	Kemp of Dubois,	Packard,	Woollen, and
Gregg,	Kemp of Vigo,	Pendleton,	Mr. Speaker-62.
Griffith,	Kendrick,		

The House adjourned until Monday next, at 10 o'clock, A. M.,

MONDAY, 10 o'clock, A. M., }
February 10, 1863. }

The House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Higgins:

A petition from C. E. De Wolf and others, for relief in reference to expenses incurred in behalf the State Prison North.

Referred to the Committee on the State Prison North.

REPORTS FROM STANDING COMMITTEES.

By Mr. Miller, from the Committee on the Organization of Courts:

MR. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred House bill No. 81, entitled "an act to amend the first section of an act to organize a Supreme Court, and prescribing certain duties of the judges thereof, approved May 13, 1852, and to district the State for the purpose of electing five Judges of the Supreme Court, have had the same under consideration, and have instructed me to report it back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

Mr. SPEAKER:

I am directed by the Committee upon the Organization of Courts of Justice, to whom was referred House bill No. 15, entitled an act to create the fourteenth judicial circuit, to report the same back to this House, and recommend that it lay upon the table.

The report was concurred in.

By the same:

Mr. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred the memorial from the citizens of Daviess county, upon the subject of abolishing the court of common pleas, respectfully recommend that said memorial lay upon the table for the reason that said committee has already made a report upon the same subject.

The report was concurred in.

By Mr. Lamb, from the same committee:

Mr. SPEAKER:

I am instructed by the Committee on the Organization of Courts, to whom was referred House resolution No. 4, being a resolution instructing said committee to inquire whether the judicial circuits of this State can not be re-constructed, to report said resolution back to this House, and recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Shaffer, from the same committee:

Mr. SPEAKER:

The Committee on the Organization of Courts, to whom was referred House bill No. 2, entitled "an act to create the sixteenth judicial circuit," &c., have had the same under consideration, and instruct me to report back to this House that in the opinion of said committee any action upon the subject is inexpedient, and that the bill be laid upon the table.

The report was concurred in.

By Mr. Garvin, from the same committee :

MR. SPEAKER :

I am directed by the Committee on the Organization of Courts, to whom was referred a resolution instructing said committee to inquire into the expediency of preparing a bill abolishing the court of common pleas, to report that they have had the same under consideration, that they deem further legislation on the subject inexpedient, and that they report the resolution back to this House, with the recommendation that it lie upon the table.

The report was concurred in.

By Mr. Spencer, from the same committee :

MR. SPEAKER :

The Committee on the Organization of Courts, to whom was referred resolution No. 16, request me to say that they have had the same under consideration, and report the same back to this House, and recommend the same to be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on the Organization of Courts, to whom was referred House bill No. 119, an act in relation to the time of holding the common pleas courts of this State, request me to say that they have had the same under consideration, and report the same back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Humphreys, chairman of the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House bill No. 112, introduced by Mr. McCaughey, entitled "an act to amend section one hundred and nineteen of an act entitled an act to provide for the valuation and assessment of the real and personal property, and collections of taxes in the State or Indiana,

the election of township assessors, and prescribing the duties of assessors and appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852, have had the same under consideration and instruct me to report the same back to this House, and recommend it passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Waterman, from the same committee :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House bill No. 129, a bill to provide that the laws regulating the salaries of public officers, shall not be so construed as to permit such officers to draw their salaries in advance, have had the same under consideration, and have directed me to report said bill back to the House and recommend its passage.

The report was concurred in and the bill ordered to be engrossed.

By Mr. Perry, from the same committee :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House bill No. 73, a bill to repeal an act to ascertain the amount of the fees and salaries of certain officers, and to provide punishment for a violation of its provisions, have had the same under consideration, and have instructed me to report that there has already been a bill on the same subject reported to this House, recommending its passage. Your committee, therefore, recommend that this bill lie upon the table.

The report was concurred in.

By Mr. Higgins, from the same committee :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred a resolution of the House instructing them to inquire into the law regulating salaries for the officers of the Northern State Prison, ascertain if additional legislation is necessary, &c., have had the same under consideration, and direct me to report the accompanying bill and recommend its passage :

House bill No. 150. An act providing for the election of officers therein named, connected with the State Prison North, regulating the time of holding and the salaries of the same, and to repeal the 10th section of an act entitled an act to provide for the erection of a new prison north of the National road, election of officers therefor, making appropriations and for the regulations of the same, approved March 5, 1859.

The bill was read, and passed to a second reading.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has unanimously concurred in the following resolution of the House :

WHEREAS, His Excellency, Governor O. P. Morton, in his special message to the Legislative Department of the State of Indiana, of February 4, 1863, has advised that negotiations be instituted with the Secretary of the Treasury and the Paymaster General of the United States, to the end that the State of Indiana may assume the payment of the amounts now in arrears, due the soldiery thereof, as well as to insure more prompt payment in the future, said Secretary and Paymaster agreeing to reimburse such parties as may be willing to advance said money upon the credit of the State; therefore, be it

Resolved by the House of Representatives (the Senate concurring), That a joint committee of two Representatives and one Senator, to be appointed by the Speaker of the House and the President of the Senate, respectively, be instructed to correspond, without delay, with the Secretary of the Treasury and the Paymaster General of the United States, to ascertain whether the relief contemplated in His Excellency's special message can be attained;

And has appointed Senator Martin M. Ray on said committee, on the part of the Senate.

By Mr. Lemmon, of Harrison, chairman of the Committee on the Sinking Fund :

MR. SPEAKER :

The Committee on the Sinking Fund, to whom was referred
H. J.—23

resolution No. 15, directing said committee to inquire into the expediency of liquidating the debt of the State University, incurred for the erection of the College building, to the Board of Commissioners of the Sinking Fund, by the transfer to said Board of the evidences of indebtedness existing against purchasers of lands granted by the United States to the State of Indiana, for the use of said University, and sold to the trustees thereof, under an act of the General Assembly of Indiana, entitled an act for the relief of the Indiana University, approved March the 2d, 1859, and to report by bill or otherwise, have had the same under consideration, and directed me to report the following bill, and recommend its passage :

House bill No. 151. An act authorizing the Board of Commissioners of the Sinking Fund to liquidate the debt of the Indiana State University to the Sinking Fund, incurred for the erection of the College building.

The bill was read, and passed to a second reading.

Mr. Mason obtained leave of absence until Thursday.

Mr. Brown obtained leave of absence until Friday.

Mr. Howard obtained leave of absence until Tuesday.

By the same :

MR. SPEAKER :

The Committee on the Sinking Fund, to whom was referred House bill No. 109, an act for the relief of borrowers of the Sinking Fund, and to amend section one of an act for the relief of borrowers of the Sinking Fund, approved March 9, 1861, have had the same under consideration, and have directed me to report the same back to the House and recommend its passage.

The report was concurred in and the bill ordered to be engrossed.

By Mr. Shoaff of Allen, from the Committee on County and Township Business :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 128, authorizing county recorders to

demand their fees in advance, have had the same under consideration, and have instructed me to report it back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Miller, from the same committee :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 132, making it imperative on County Boards and the authorities of incorporated towns and cities to appropriate money out of their respective treasuries for the purchase of arms and the support, maintenance and education of the families of volunteers in the service of the United States, or of this State, have had the same under consideration, and have instructed me to report that, in the opinion of the said committee, the law now in force gives ample latitude to such Boards and incorporate authorities, and that any legislation further enlarging their powers, and imposing peremptory duties, is unwise and inexpedient, and have directed me to return the bill to this House, and recommend that it be laid on the table.

The question being on concurring in the report,

Messrs. Gregory and Baker demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Marshall,	Puett,
Abbett,	Hardin of Perry,	McCaughey,	Reitz,
Atkison,	Hetfield,	Miller,	Richardson,
Bird,	Holcomb,	Milroy,	Ryan,
Blocher,	Hon,	Mutz,	Shaffer,
Budd,	Howell,	Niblack,	Shoaff of Allen,
Collins,	Humphries,	O'Brien of M.,	Shoaff of Jay,
Cook,	Kemp of Dubois,	Osborne,	Spencer,
Ferris,	Lasselle,	Packard,	Veach,
Garvin,	Lemmon of H.,	Pettibone,	Wolfe, and
Given,	Lemmon of S.,	Priest,	Mr. Speaker—43.
Hall,			

Those who voted in the negative were—

Messrs.	Forrester,	James,	Morgan,
Abdill,	Gregory,	Johnson,	Noyes,
Anderson,	Griffith,	Jones,	Roberts,
Baker,	Hershey,	Kendrick,	Robinson, and
Beyerle,	Higgins,	Lamb,	Van Buskirk-23
Davis,	Hostetter,	Leeds,	

No quorum voting.

The House adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

The Speaker ordered a call of the House.

Seventy-six members answered to their names.

The further call was dispensed with.

Mr. Miller moved to suspend the order of business, and proceed with reports of committees.

Agreed to.

The question being on concurring in the report of the Committee on County and Township Business, on House bill No. 132,

Messrs. Gregory and Baker demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Marshall,	Puett,
Abbett,	Hardin of Perry,	McCaughey,	Reitz,
Atkison,	Harney,	Miller,	Richardson,
Bird,	Hetfield,	Milroy,	Ryan,
Blocher,	Holcomb,	Mustard,	Shaffer,
Collins,	Hon,	Mutz,	Shoaff of Allen,
Cook,	Howell,	Niblack,	Shoaff of Jay,
Donaldson,	Humphreys,	O'Brien of M.,	Spencer,

Ferris,	Kemp of Dubois, Osborne,	Veach,
Given,	Lake, Packard,	Wolfe,
Gregg,	Lasselle, Pendleton,	Woollen, and
Hall,	Lemmon of H., Priest,	Mr. Speaker—49.
Hanna,	Lemmon of S.,	

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	Roberts,
Abdill,	Gregory,	Kilgore,	Robinson,
Baker,	Griffith,	Lamb,	Roe,
Beyerle,	Hershey,	Leeds,	Tarkington,
Branham,	Higgins,	Morgan,	Van Buskirk,
Budd,	Hostetter,	Newman,	Waterman, and
Cason,	Hutchings,	Noyes,	Woodruff—31.
Davis,	James,	O'Brien of H.,	

So the report was concurred in, and the bill was laid on the table.

By the same :

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 117, providing for the transfer of Congressional school fund accrued from the sales of lands within the territory now comprising the county of Newton to said county, from the county of Jasper, have instructed me to report that they have had the same under consideration, and to return it to this House and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 108, together with an amendment thereto, the bill being an act making it the duty of the Board of Commissioners of each county to provide an office for the County Surveyor, and the amendment providing that such Surveyor be required to keep his office open at least three days in each week, in person, or by deputy, and where his salary does not exceed five hundred dollars, that he be allowed out of the County Treasury —

dollars for each days attendance at his office, have duly considered the same, and have directed me to report the said bill and proposed amendment back to this House, and would respectfully represent that, in the judgment of your committee, the legislation contemplated thereon is inexpedient.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 120, "An act to amend section 11 of an act entitled an act providing for the election, and prescribing certain duties of County Surveyors," approved June 17, 1852, providing that they may administer oaths generally, and take and certify affidavits and depositions, have had the same under consideration, and have directed me to report said bill back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Perry from the same committee :

MR. SPEAKER :

The committee to whom was referred House bill No. 114, requiring Recorders to certify to the record of deeds and mortgages, and other instruments admissible to record, in order to admit such records to be read in evidence in the courts, have had the same under consideration, and have directed me to report it back to this House, and suggest that it be amended by adding a section reading as follows :

"SEC. 2. Whereas, an emergency exists for the immediate taking effect of this act, the same shall be in force and take effect from and after its passage."

And when so amended, your committee would respectfully recommend that it pass.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Pettibone, from the same committee :

MR. SPEAKER :

The Committee on County and Township Business, to whom

was referred House bill No. 106, being an act amendatory of an act providing bounty for wolf scalps, have had the same under consideration, and instruct me to report it back to the House, and suggest that it be amended by striking out the words "ten dollars" where the same occurs, and inserting eight dollars; and when so amended respectfully recommend its passage.

The report was informally laid on the table.

By Mr. Milroy, Chairman of the Committee on Agriculture:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred House bill No. 63, an act providing for taxing dogs for the protection of sheep, have had the same under consideration, and have directed me to report said bill, together with the proposed amendment thereto, back to the House, and recommend that the same be referred to the Committee on County and Township Business.

The report was concurred in, and the bill so referred.

By Mr. Hall, from the same committee:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred House bill No. 23, to fix the succession of title to real estate, held by county and district agricultural societies, have instructed me to report the same back with an amendment, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred the petition of A. J. Cotton, upon the subject of hogs and cattle roaming at large, have had the same under consideration, and have instructed me to report that further legislation upon the subject would be inexpedient, and recommend that said petition lie on the table.

The report was concurred in.

By Mr. Harney, from the same committee:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred the communication of Lewis Bollman, have examined it carefully, and have used its valuable suggestions, so far as they deem legislation necessary now; they, therefore, report it back to the House and request that it be deposited in the State Library, to be used by future Legislatures.

The report was concurred in.

By Mr. Beyerle, from the Committee on Engrossed Bills:

MR. SPEAKER:

The Committee on Engrossed Bills have carefully compared engrossed House bills Nos. 25, 40, 48, 57, 58, 62, 82, 83, and 110, and the House joint resolution No. 25, with the originals, and find them to be correctly and accurately engrossed.

By Mr. O'Brien of Hamilton, from the Committee on the Organization of Courts:

MR. SPEAKER:

I am instructed by the Committee on the Organization of Courts, to whom was referred House bill No. 33, entitled "an act to repeal an act to establish courts of conciliation, to prescribe rules and proceedings therein, and compensation of judges thereof," approved June 11, 1852, to report the same back to this House and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills thereof:

House bill No. 15. A bill to authorize the Governor to issue a patent to Aaron Foster for certain Michigan Road lands in La-porte county.

House bill No. 140. A bill to authorize the chairmen of committees, appointed by the House or both Houses of the General Assembly, to administer oaths to witnesses testifying or called to testify before such committee.

Senate bill No. 39. A bill to amend the third section of an act entitled an act prescribing the power and duties of Justices of the Peace in State prosecutions, approved May 29, 1852.

Senate bill No. 76. A bill to amend section one of an act entitled an act touching the laying out and vacating towns, streets and alleys, public squares and grounds, or any part thereof; the making out and recording of plats of such towns, and providing for the change of the names of such towns, approved May 20, 1852, and providing when the same shall take effect.

Senate bill No. 93. A bill to extend the term for the completion of rail roads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time this shall take effect.

Senate bill No. 102. A bill to authorize the Board of Directors of the Bank of the State of Indiana to remove any of its branches for the redemption of the notes of such branches, and providing the conditions on which this act shall take effect.

In which the concurrence of the House is respectfully requested.

Mr. Packard, from a Select Committee, made the following report:

MR. SPEAKER:

The Select Committee, to whom was referred "Joint resolution No. 15," would respectfully report that they have had the same under consideration, and they would recommend that said "Joint resolution" be so amended as to make it the duty of the State Librarian to procure the registry of deceased soldiers provided for therein, and that when so amended they recommend its passage.

Mr. Cason moved to concur in the amendment reported by the committee, with the following amendment thereto:

Add after the words "State Librarian" the words and "Adjutant General."

Mr. Roberts moved to lay the motion to amend on the table.

Messrs. Cason and Roberts demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Miller,	Roberts,
Abbett,	Harney,	Milroy,	Ryan,
Atkison,	Hetfield,	Mutz,	Shaffer,
Bird,	Holcomb,	Niblack,	Shoaff of Allen,
Blocher,	Hon,	O'Brien of M.,	Shoaff of Jay,
Collins,	Howell,	Osborne,	Spencer,
Cook,	Humphreys,	Packard,	Veach,
Donaldson,	Kemp of Dubois,	Pendleton,	Waterman,
Ferris,	Lake,	Priest,	Wolfe,
Hall,	Lemmon of H.,	Puett,	Woollen, and
Hanna,	Lemmon of S.,	Reitz,	Mr. Speaker—46.
Harden of W.,	McCaughey,	Richardson,	

Those who voted in the negative were—

Messrs.	Gregory,	Kendrick,	Noyes,
Abdill,	Griffith,	Kilgore,	O'Brien of H.,
Baker,	Hershey,	Lamb,	Perry,
Beyerle,	Higgins,	Lasselle,	Pettibone,
Branham,	Hostetter,	Leeds,	Robinson,
Budd,	Hutchings,	Marshall,	Roe,
Cason,	James,	Morgan,	Tarkington,
Davis,	Johnson,	Mustard,	Van Buskirk,
Forrester,	Jones,	Newman,	Woodruff,—36.
Gregg,			

So the motion to amend was laid on the table.

Mr. Higgins moved to concur in the report of the committee, with the following amendment:

Strike out all relative to per diem and mileage, and limit the expense to two hundred and fifty dollars.

Mr. Miller moved to lay the motion to amend on the table.

Upon which question Messrs. Higgins and Lamb demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Miller,	Ryan,
Abbett,	Harney,	Mutz,	Shaffer,

Bird,	Hetfield,	Niblack,	Shoaff of Allen,
Collins,	Holecomb,	O'Brien of M.,	Shoaff of Jay,
Cook,	Hon,	Osborne,	Spencer,
Donaldson,	Howell,	Packard,	Veach,
Ferris,	Humphries,	Pendleton,	Waterman,
Given,	Kemp of Dubois,	Priest,	Wolfe,
Hall,	Lake,	Reitz,	Woollen, and
Hanna,	Lemmon of H.,	Richardson,	Mr. Speaker,—42.
Harden of W.,	McCaughey,	Roberts,	

Those who voted in the negative were—

Messrs.	Gregory,	Kilgore,	Noyes,
Abdill,	Griffith,	Lamb,	O'Brien of H.,
Atkison,	Hershey,	Lasselle,	Perry,
Baker,	Higgins,	Leeds,	Pettibone,
Beyerle,	Hostetter,	Lemmon of S.,	Puett,
Blocher,	Hutchings,	Marshall,	Robinson,
Branham,	James,	Milroy,	Roe,
Budd,	Johnson,	Morgan,	Tarkington,
Cason,	Jones,	Mustard,	Van Buskirk and
Davis,	Kendrick,	Newman,	Woodruff—40.
Forrester,			

So the motion to amend laid on the table.

Mr. Griffith moved to concur in the report of the committee by striking out the per diem where it occurs, and inserting "the State Librarian shall receive as compensation for such service, the sum of four hundred dollars, and the Adjutant General shall be allowed the sum of one hundred dollars for necessary assistance and use of papers."

Mr. Packard moved to lay the motion to amend, offered by Mr. Griffith, on the table.

Messrs. Griffith and Lamb demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harney,	McCaughey,	Reitz,
Abbett,	Hetfield,	Miller,	Richardson,
Atkison,	Holcomb,	Milroy,	Roberts,

Bird,	Hon,	Morgan,	Ryan,
Blocher,	Hostetter,	Mutz,	Shaffer,
Collins,	Howell,	Niblack,	Shoaff of Allen,
Donaldson,	Humphreys,	O'Brien of M.,	Shoaff of Jay,
Ferris,	Kemp of Dubois,	Osborne,	Spencer,
Given,	Lake,	Packard,	Waterman,
Hall,	Lasselle,	Pendleton,	Wolfe,
Hanna,	Lemmon of H.,	Priest,	Woollen, and
Harden of W.,	Lemmon of S.,	Puett,	Mr. Speaker—48.
Hardin of Perry,			

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	O'Brien of H.,
Abdill,	Gregg,	Kendrick,	Perry,
Baker,	Gregory,	Kilgore,	Pettibone,
Beyerle,	Griffith,	Lamb,	Robinson,
Branham,	Hershey,	Leeds,	Roe,
Budd,	Higgins,	Marshall,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk,
Cook,	James,	Newman,	Veach, and
Davis,	Johnson	Noyes,	Woodruff—35.

So the motion to amend was laid on the table.

Mr. Packard offered the following amendment to the amendment reported by the committee: Amend by striking out all in reference to per diem and mileage, and insert that "he shall receive for such services not exceeding five hundred dollars, only one-half of said sum to be paid until the work has been completed, examined and approved by the board of education."

Mr. Morgan moved to lay the motion to amend on the table ;

Upon which question Messrs. Roberts and Packard demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Higgins,	Kilgore,	Perry,
Branham,	Hostetter,	Leeds,	Pettibone,
Budd,	Hutchings,	Lemmon of H.,	Priest,
Cason,	James,	Morgan,	Puett,

Davis,	Johnson,	Newman,	Robinson,
Forrester,	Jones,	Noyes,	Van Buskirk and
Gregg,	Kendrick,	O'Brien of H.,	Woodruff—28.
Gregory,			

Those who voted in the negative were—

Messrs.	Hanna,	Marshall,	Roberts,
Abbett,	Harden of W.,	McCaughey,	Roe,
Abdill,	Hardin of Perry,	Miller,	Ryan,
Atkison,	Harney,	Milroy,	Shaffer,
Baker,	Hetfield,	Mustard,	Shoaff of Allen,
Beyerle,	Holcomb,	Mutz,	Shoaff of Jay,
Bird,	Hou,	Niblack,	Spencer,
Blocher,	Howell,	O'Brien of M.,	Tarkington,
Collins,	Humphreys,	Osborne,	Veach,
Cook,	Kemp of Dubois,	Packard,	Waterman,
Donaldson,	Lake,	Pendleton,	Wolfe,
Ferris,	Lamb,	Reitz,	Woollen, and
Given,	Lasselle,	Richardson,	Mr. Speaker—53.
Hall,	Lemmon of S.,		

So the motion was not laid on the table.

Mr. Roberts demanded the previous question, which was seconded by the House.

The question being on the amendment reported by the committee, it was adopted, and the report concurred in.

The question being on the amendment proposed by Mr. Packard, it was adopted.

Mr. Lamb offered the following amendment; recommit with instruction to add the following resolution :

Resolved further, That the sacred cause in which they fell, (the preservation of the Union) shall never be given up, but shall be maintained at whatever cost of blood and treasure; that their graves shall never be desecrated by traitors' feet, and that the flag in defense of which they fell, shall never be withdrawn from the soil that holds their patriotic dust.

Mr. Miller moved to lay the amendment on the table ;

On which question Messrs. Lamb and Miller demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	McCaughey,	Reitz,
Abbett,	Harney,	Miller,	Richardson,
Bird,	Hetfield,	Milroy,	Ryan,
Blocher,	Holcomb,	Mutz,	Shoaff of Allen,
Collins,	Howell,	Niblack,	Shoaff of Jay,
Cook,	Kemp of Dubois,	O'Brien of M.,	Spencer,
Ferris,	Lake,	Osborne,	Veach,
Given,	Lasselle,	Packard,	Wolfe,
Hall,	Lemmon of H.,	Pendleton,	Woollen, and
Hauna,	Lemmon of S.,	Priest,	Mr. Speaker—40.
Harden of W.,			

Those who voted in the negative were—

Messrs.	Forrester,	Jones,	O'Brien of H.,
Abdill,	Gregg,	Kendrick,	Perry,
Atkison,	Gregory,	Kilgore,	Pettibone,
Baker,	Griffith,	Lamb,	Roberts,
Beyerle,	Hershey,	Leeds,	Robinson,
Branham,	Higgins,	Marshall,	Roe,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk,
Davis,	James,	Newman,	Waterman, and
Donaldson,	Johnson,	Noyes,	Woodruff—39.

So the amendment was laid on the table.

Mr. Atkison obtained leave of absence.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House that the Senate has passed the following engrossed bills and joint resolution thereof, to-wit:

Senate bill No. 39. A bill to amend the third section of an act entitled an act prescribing the powers and duties of justices of the peace in State prosecutions, approved May 29, 1852.

Senate bill No. 51. A bill to amend the second section of an act entitled "an act relative to the salaries of public officers, providing the manner of paying the same, and the manner of reimbursing the State for an increase of salaries," approved March 5, 1859.

Senate bill No. 62. A bill to amend the first section of an act for the incorporation and continuance of building loan fund and savings associations, approved March 5, 1857.

Senate bill No. 66. A bill to amend the one hundred and thirty-fourth section of an act providing for the settlement of decedents' estates, prescribing the rights, liabilities, and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement, approved June 17, 1852, and declaring when this act shall take effect.

Senate bill No. 69. A bill to amend section seventy-six of an act providing for the settlement of decedents' estates, prescribing the rights, liabilities, and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement, approved June 17, 1852.

Senate bill No. 73. A bill to amend section fourteen of an act authorizing the construction of plank, McAdamized, and gravel roads, approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of the roads.

Senate bill No. 82. A bill to repeal an act entitled an act to authorize the Bank of the State of Indiana to lay off and create five additional bank districts, and locate and establish branches therein, approved March 9, 1861.

Senate bill No. 87. A bill to amend section twenty-five of "an act providing for the election or appointment of supervisors of highways, and providing certain of their duties and those of county and township officers in relation thereto, approved March 5, 1859."

Senate bill No. 90. A bill to authorize the Bank of the State of Indiana to reduce the capital stock of a branch or branches of said Bank, and to close up the business affairs of a branch or

branches of said bank, under certain regulations, and amendatory of an act entitled an act to establish a bank with branches, passed March 3, 1855.

Joint resolution No. 5. A joint resolution instructing our Senators, and requesting our Representatives in Congress, to use their influence to secure payment of bounty to discharged and disabled soldiers ;

In which the concurrence of the House is respectfully requested.

The Speaker announced the following select committee to investigate the charge of disloyalty made by Mr. Branham of Jefferson, against the Democratic members of the House :

Messrs. Woollen, Cason, and Miller.

The House adjourned until to-morrow, at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
February 10, 1863. }

House met.

The Journal was read and approved.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed to bring to the House enrolled bill of the Senate No. 10, a bill to amend section 9, of an act entitled an act to amend section second of an act concerning the organization of voluntary associations, and repealing former laws in reference thereto, approved Feb. 12, 1855, approved March 9, 1861, for the signature of the Speaker thereof.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. O'Brien of Hamilton :

A petition on the collection laws.

Referred to the Committee on the Judiciary.

By Mr. Higgins:

A petition praying for a law to organize companies, composed of a larger number than 100, for the detection of horse thieves.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

REPORTS FROM STANDING COMMITTEES.

By Mr. Newman, from the Committee on the Organization of Courts:

MR. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred House bill No. 70, entitled an act to amend section sixth of an act regulating the granting of divorces, nullification of marriages, and decrees and orders of courts incident thereto, have had the same under consideration, and have directed me to report the same back, and recommend that it be referred to the Committee on the Judiciary.

The report was concurred in.

By Mr. Holcomb, from the Committee on Education:

MR. SPEAKER:

The Committee on Education, to whom was referred the petition of sundry citizens of Wayne county, asking the passage of a law providing for the education of the children of negroes and mulattoes, have had the same under consideration, and have directed me to report said petition back to the House, and recommend that it lie upon the table, as, in the opinion of the committee, legislation on that subject is impracticable.

The report was concurred in.

By Mr. Shoaff of Jay, from the Committee on Roads:

MR. SPEAKER:

The Committee on Roads, to whom was referred resolution No. 20, inquiring into the expediency of amending the road law, so as to exempt persons discharged from the service of the United States,

on account of wounds received or disease contracted while in the service of the same, have instructed me to report that, in their opinion, further legislation is unnecessary, as the objects contemplated in said resolution are now, to a proper extent, secured, in substance, by the present law. It is therefore recommended that it be laid on the table.

By the same:

MR. SPEAKER:

The Committee on Roads, to whom was referred House bill No. 89, an act to amend the 20th section of an act entitled an act providing for the election or appointment of supervisors of highways, have had the same under consideration, and suggest that the words "less than five cents," and the word "nor," occurring in the third line, be stricken out; also strike out the words "less than one half-cent," and the word "nor," occurring in the eighth line, and insert the words "and one-fourth," before the word "cent," in the ninth line; and, after being so amended, we would respectfully recommend its passage.

The report was concurred in, and the bill was ordered to be engrossed.

By Mr. Milroy, from the Committee on Agriculture:

MR. SPEAKER:

The Committee on Agriculture have instructed me to report House bill No. 152, an act to signify the assent of the State of Indiana to the conditions and provisions of an act of Congress, entitled "An act donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and Mechanic Arts," approved July 2, 1862, and to express the State's acceptance of said conditions and provisions, and for accepting the scrip offered by the act of Congress, and for its sale and investment in the State of Indiana bonds or stocks, for the endowment of an Agricultural College.

The bill was read, and passed to a second reading.

By Mr. Shoaff of Jay, from the Committee on County and Township Business:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 78, entitled "A bill to enable persons other than corporations to reclaim wet lands," would respectfully report that they have had said bill under consideration, and now report the same back with an amendment, upon the adoption of which, they respectfully recommend its passage.

Amend by adding the following additional section to said bill:

SECTION 8. That whenever any person or persons may desire to drain his or their lands by the construction of a new ditch into and communicating with any ditch previously constructed upon the lands of any other person or persons, he or they so desiring to construct the same, shall have the benefit of the provisions of this act in the appointment of Appraisers to estimate the benefits that would accrue to, or damages likely to be sustained by the person or persons through whose lands the same may have to pass in order to communicate with such old ditch or outlet, and the proceedings in such case shall be, in all respects, similar to those in act hereinbefore mentioned. *Provided*, however, that if the volume of water discharged through such new ditch shall exceed the capacity of the old ditch to carry off, without a too frequent overflow of the adjoining lands, it shall be the duty of the person or persons constructing such new ditch, to widen, deepen and enlarge the capacity of the old ditch so as to make it of sufficient size for the flow of such increased volume of water at the ordinary stages thereof; and in case of failure or refusal so to do, for the space of one month, or longer, after the construction of such new ditch, he, she, or they shall be liable, from time to time, to the owner or owners of land along the line of such old ditch, for all the damages he or they may sustain in consequence thereof, with ten per centum thereon, and costs of suit, to be recovered by suit in any court of competent jurisdiction in the proper county.

The report was concurred in, and the bill ordered to be engrossed.

By. Mr. Wolfe, Chairman of the Committee on Enrolled Bills:

MR. SPEAKER:

The Joint Committee on Enrolled Bills respectfully report that House bills, Nos. 15 and 140, were by them presented to his Ex-

celleney, the Governor, for his approval, at 3 o'clock P. M., on Tuesday, February 10th.

The special order pending at the adjournment of yesterday, being the consideration of joint resolution No. 15, the same was taken up.

Mr. Higgins offered the following amendment :

Resolved, That said sum of five hundred dollars so appropriated shall be a full compensation for all services and expenses in collating and copying the report as contemplated by the third resolution, and all additions necessary to make the report complete to the 1st of January, 1865.

The amendment was adopted.

Mr. Tarkington moved to amend as follows :

Insert after the word "hand," in the third resolution, the following words : "In such form as to be convenient for printing."

The amendment was adopted.

The resolutions, as amended, were ordered to be engrossed.

RESOLUTIONS OF THE HOUSE.

By Mr. Roberts :

Resolved, That the Committee on Ways and Means be instructed to inquire into the facts and circumstances connected with the fraudulent issue of Indiana State Bonds, commonly known as the "Stover Frauds," whether there is any probability that the State will sustain any loss thereby, and whether any legislation is necessary to protect the interests and credit of the State on account thereof, and to report by bill or otherwise.

Adopted.

By Mr. Cason :

WHEREAS, There has been a mutual expression of a want of confidence in each other, by both parties in this branch of the General Assembly, as well as an excited state of public feeling generally in relation to the prosecution of the war, and other measures, and that such want of confidence has caused much ill feeling, on the part of members of this body, as well as useless criminations

and recriminations; therefore, to restore confidence in the good intentions, honesty and patriotism of all the members of this House, and to quiet the public feeling, be it

Resolved, That a committee of thirteen be appointed, with instructions to use all possible efforts consistent with their duties as legislators and patriots, to come to some satisfactory understanding in relation to the action of this House upon the following subjects, and we hereby pledge ourselves, at the sacrifice of mere party or personal feelings, to adopt the views and follow the advice of the committee, if the same should be their unanimous report. The committee are instructed to report their views and conclusions upon the following questions, as well as any others they may deem proper or desirable:

1st. All matters in relation to the power and duties of the Governor.

2d. All questions in relation to the prosecution of this war, and the status of Indiana connected therewith.

Mr. Roberts moved to lay the resolution on the table.

Messrs. Johnson and Cason demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	McCaughey,	Reitz,
Burton,	Howell,	Miller,	Richardson,
Collins,	Howk,	Milroy,	Rippey,
Garvin,	Humphreys,	Packard,	Roberts,
Given,	Lee,	Pendleton,	Spencer, and
Hall,	Lemmon of H.,	Pettibone.	Woollen—24.

Those who voted in the negative were—

Messrs.	Gregg,	Kendrick,	Osborn,
Abbott,	Gregory,	Lake,	Perry,
Abdill,	Griffith,	Lamb,	Pettibone,
Anderson,	Hanna,	Lasselle,	Puett,
Baker,	Hardin of P.,	Leeds,	Robinson,
Beyerle,	Hershey,	Lemmon of S.,	Roe,
Bird,	Higgins,	Marshall,	Ryan,
Blocher,	Holcomb,	Moorman,	Shaffer,
Brogan,	Hon,	Morgan,	Shoaff of Allen,

Budd,	Hostetter,	Mustard,	Shoaff of Jay,
Cason,	Howard,	Mutz,	Tarkington,
Cook,	Hutchings,	Newman,	Van Buskirk,
Davis,	James,	Niblack,	Veach,
De Bruler,	Johnson,	Noyes,	Wolfe,
Donaldson,	Jones,	O'Brien of H.,	Woodruff, and
Ferris,	Kemp of Dubois,	O'Brien of M.,	Mr. Speaker-65.
Forrester,	Kemp of Vigo,		

So the resolution was not laid on the table.

Mr. Griffith offered the following amendment:

Amend by striking out, "and that we pledge ourselves to adopt the views of said committee," and inserting "we pledge ourselves to give to the views of said committee our most candid and favorable consideration, having in view nothing but the good of the State and the Union."

Mr. Woollen moved to amend as follows:

Amend by adding the following to last resolution: "And that said committee report to this House by Monday next, at two o'clock."

Mr. Shaffer demanded the previous question,
Which was seconded by the House.

The question being on the amendment of Mr. Woollen,
It was adopted.

The amendment offered by Mr. Griffith was then adopted.

The question then being on the adoption of the resolution as amended,

Messrs. Roberts and Cason demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Gregory,	Kendrick,	Pettibone,
Abbett,	Griffith,	Lake,	Priest,
Abdll,	Harden of W.,	Lamb,	Puett,
Anderson,	Hardin of Perry,	Lasselle,	Rippey,
Baker,	Harney,	Leeds,	Robinson,
Beyerle,	Hershey,	Lemmon of S.,	Roe,
Blocher,	Higgins,	Marshall,	Ryan,

Brogan,	Holcomb,	Moorman,	Shaffer,
Budd,	Hon,	Morgan,	Shoaff of Allen,
Cason,	Hostetter,	Mustard,	Shoaff of Jay,
Cook,	Howell,	Newman,	Tarkington,
Davis,	Hutchings,	Niblack,	Van Buskirk,
DeBruler,	James,	Noyes,	Veach,
Donaldson,	Johnson,	O'Brien of H.,	Woodruff,
Ferris,	Jones,	Osborn,	Woollen, and
Forrester,	Kemp of Dubois,	Perry,	Mr. Speaker-65.
Gregg,	Kemp of Vigo,		

Those who voted in the negative were—

Messrs.	Hetfield,	McCaughey,	Pendleton,
Bird,	Howard,	Miller,	Reitz,
Burton,	Howk,	Milroy,	Richardson,
Collins,	Humphreys,	Mutz,	Robinson,
Garvin,	Lee,	O'Brien of M.,	Spencer, and
Given,	Lemmon of H.,	Paekard,	Wolfe—24.
Hall,			

So the resolution was adopted.

Leave of absence was granted, for this afternoon, to the committee appointed to visit the Hospitals.

The House adjourned until two o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

The Speaker laid before the House the following communication from the Governor.

STATE OF INDIANA,
EXECUTIVE DEPARTMENT,
Indianapolis, February 9, 1863. }

To the House of Representatives of the State of Indiana:

I had the honor to receive the following preamble and resolution passed by your honorable body, to-wit:

WHEREAS, It is represented to this House that on Friday last, the 30th ultimo, a squad of the 5th Indiana Cavalry, stationed at Rockport, Indiana, entered a printing office at that place, known as the *Rockport Democrat* office, and in a violent, tumultuous, and disgraceful manner broke up and utterly destroyed nearly all of the working material of said office; and

WHEREAS, On account of this and other irregularities on the part of that portion of said cavalry, stationed at that place, much irritation exists between such cavalry and a large portion of the citizens of that vicinity; and

WHEREAS, The Home Guards of that vicinity have heretofore demonstrated their willingness and ability to defend the border in that portion of the State, and are still willing, and (as they believe), able to defend said border, if that be all for which troops are required at that point; and

WAEREAS, There seems to be some doubt as to what purposes, and by whose authority such cavalry are stationed at that place; therefore,

Resolved, That his Excellency, the Governor, be requested to communicate to this House by whose authority, and for what purpose such cavalry are stationed at Rockport, Indiana, as aforesaid, and whether such squad of cavalry acted under any order or invitation within his knowledge, which in any manner justified or excuses the entry and destruction of the printing office aforesaid, and whether such cavalry can not be removed to some other point without injury to the public service, and that he be further requested to take such action as may be necessary to secure the prompt and efficient punishment of the persons engaged in the destruction of the printing office aforesaid.

J. W. LEMMON."

In answer to the above preamble and resolution, I beg leave to state that ten companies of the 5th Indiana Cavalry were stationed at different points upon our southern border by my authority, with the knowledge and approval of the Major General commanding this Department. This was done for the protection of the people,

and property of the border counties from invasion by rebel guerrilla marauding parties from Kentucky.

As many as eight different times forces have been sent from the interior, in great haste, to protect various points upon the border, threatened by invasion from rebel forces in Kentucky, and in some of the counties the Leigon have performed much laborious service for the same purpose. It was believed that a small cavalry force, judiciously stationed at different points on or near the river, would afford protection, and relieve the Leigon from much onerous duty.

The 4th Indiana Cavalry, by an arrangement with the Secretary of War, was raised for our border defence, but the exigencies of the service requiring, it was sent to the field, and afterwards ten companies of the 5th Cavalry assigned to that duty as before stated.

The resolution particularly inquires whether such squad of cavalry engaged in the destruction of the printing office of the "Rockport Democrat," acted upon any order or invitation within my knowledge, which in any manner justified or excused the entering and destruction of the said printing office. The first knowledge I had of the commission of this alleged riot, was obtained from the above preamble and resolution. I have no knowledge of any order or invitation emanating from any source whatever, procuring, inciting or excusing the alleged outrage. The implication contained in this interrogatory is unjust, and I shall be surprised to learn that the House is in possession of any fact pointing to, or justifying it. The further interrogatory contained in the resolution, as to whether such cavalry cannot be removed to some other point, without injury to the service, I shall at this time respectfully decline to answer.

The attention of the proper military authorities has been called to the transaction, and they will, doubtless, with due diligence, make full investigation and bring all offenders to punishment.

O. P. MORTON,
Governor of Indiana.

Referred to the Committee on Military Affairs.

The Speaker laid before the House the following additional communication from the Governor:

STATE OF INDIANA, EXECUTIVE DEPARTMENT, }
Indianapolis, Ind., February 9, 1863. }

To the House of Representatives of the State of Indiana :

I had the honor to receive the following resolution adopted by your honorable body, to wit:

Resolved, That His Excellency, the Governor, be required to inform this House at an early day as possible, the number of drafted men that have been organized into regiments or companies, in accordance with the act of Congress under which the draft was made, and if no such organization has been perfected, the reason for such delay."

In answer to the above resolutions, I have the honor to state that, when the drafted men arrived at the camp of rendezvous in this City, an order was issued authorizing them to volunteer into old regiments and batteries, or those already forming but not full. This was done for two reasons:

First. Because it was far more important to fill up the old regiments and batteries, or complete those already commenced, than to form new ones.

Second. Because many of the drafted men signified their desire to enter the service in that way, preferring to go as volunteers than as drafted men.

The final disposition made of the drafted men is stated in the communication from the Adjutant General, which is referred to and herewith enclosed.

O. P. MORTON,
Governor of Indiana.

STATE OF INDIANA,
ADJUTANT GENERAL'S OFFICE,
Indianapolis, February 4, 1863. }

To His Excellency, O. P. MORTON,
Governor of Indiana :

In response to your inquiries relative to drafted men organized into regiments and companies, I have the honor to inform you that four companies were organized by combinations among themselves, to complete regiments already in the service; they elected

their captains, and after very little delay, were forwarded to their respective commands. The following were the companies thus organized: Captain E. L. Billings, for Fifty-Seventh Regiment, one hundred and one men; Captain John Lemuels, for Eighty-Third Regiment, ninety-nine men; Captain George S. Mays, for First Cavalry, one hundred and two men; John C. Tobias for First Cavalry, ninety-two men. About thirty men were assigned to Company K, Ninety-Ninth Regiment, to fill it up to the standard. All the drafted men except those above enumerated, volunteered as recruits for the regiments or batteries in the field, or for those organizing, or were discharged at this office on surgeons' certificates of disability, of which last class there were two hundred and forty-two.

I have the honor to be,
 Very respectfully yours,
 LAZ. NOBLE,
Adjutant General Indiana.

Referred to the Committee on Military Affairs.

The Speaker announced the following committee in pursuance of the resolution of Mr. Cason of this morning:

1. Mr. Cason, Eighth District, Chairman;
2. Mr. Niblack, First District;
3. Mr. Howk, Second District;
4. Mr. Abbett, Third District;
5. Mr. Roberts, Fourth District;
6. Mr. Newman, Fifth District;
7. Mr. Tarkington, Sixth District;
8. Mr. Puett, Seventh District;
9. Mr. Shaffer, Ninth District;
10. Mr. Bird, Tenth District;
11. Mr. O'Brien of Hamilton, Eleventh District;
12. Messrs. Harney and Van Buskirk, State at large.

The special order being the consideration of House bill No. 139, an act to raise a revenue for State purposes, for the years 1863 and 1864, reported by the Committee on Ways and Means;

On motion of Mr. Niblack,

The House resolved itself into a committee of the whole, upon the consideration of said bill, Mr. Holcomb, chairman.

Mr. Holcomb, chairman of the committee of the whole House, made the following report :

MR. SPEAKER :

The committee of the whole House, have had under consideration House bill No. 139, entitled an act to raise a revenue for State purposes, for the years 1863 and 1864, and have directed me to report the bill back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Miller :

Resolved, That the Committee on the Judiciary be instructed to inquire whether the usual number of the fourteenth volume of the Indiana Reports of the Supreme Court have been furnished to the State as provided by law, and if not, whether any further legislation is necessary to cause the same to be furnished, and to report by bill or otherwise.

Adopted.

By the same :

Resolved, That a committee of three be raised to ascertain as near as may be, how many pages a revised edition in pamphlet form, of so much of the law as relates to the settlement of decedents' estates, and the duties of executors, administrators, and guardians, with the necessary forms appertaining thereto will make, and to ascertain also the probable cost to the State of printing one copy to every two hundred inhabitants of the State of such edition, and report their action to this House for its consideration at an early day.

Adopted.

By Mr. Van Buskirk :

Resolved, That the Committee on the Judiciary be instructed to inquire whether any additional legislation is necessary to enable residents of this State to sue foreign Insurance Companies in the Courts of this State, and report by bill or otherwise.

Adopted.

By Mr. Lasselle :

Resolved by the House, That the Committee on Ways and Means

be instructed to inquire into the expediency of providing by law for the reception of United States treasury notes for all kinds of taxes, and to report by bill or otherwise.

Adopted.

By Mr. Waterman:

Resolved, That the Committee on the Sinking Fund be instructed to inquire whether there has been any losses to said fund on loans made by the Board of Sinking Fund Commissioners, or by the President of said Board, and if so, the probable amount; and that said committee report the result of their investigation to this House.

Adopted.

By Mr. Holcomb:

Resolved, That the Committee on Canals and Internal Improvements be instructed to inquire into the expediency of making such reduction in the salaries of the trustees of the Wabash and Erie Canal, as to allow them a fair compensation for their services, and nothing more; and that they report by bill or otherwise.

Adopted.

By Mr. Rippey:

Resolved, That the Committee on Fees and Salaries be instructed to inquire what legislation is necessary, if any, to give county recorders the privilege of demanding the fee in advance from non-residents of the county, for recording deeds, mortgages, and other instruments in writing, and report by bill or otherwise.

Adopted.

By Mr. Packard:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of so amending the law as to allow recorders, whose term of office has expired, to issue fee bills for the collection of all sums due them in the discharge of their official duties.

Adopted.

By Mr. Gregory:

WHEREAS, There is no act of Congress of the United States, or any military provision by which the bodies of those who have lost their lives in the present struggle to put down the rebellion, should be returned to their friends and relations, free of all charge to said friends and relations; and

WHEREAS, Nearly all the railroad companies in the loyal States of the United States have been benefitted financially by the breaking out of the present rebellion; and

WHEREAS, It would be a great source of comfort to parents, relations, and friends of said deceased soldiers to have them returned home free of charges (many of whom are the poor of the land): therefore, be it

Resolved, That the Committee on Railroads, of this House, be instructed to inquire and examine into the charters of the railroad companies of this State; also the Constitution; and if found that a law can be enacted and prepared by this Legislature which is lawful and constitutional, then that said Railroad Committee be further instructed to draft and report to this House a bill requiring the different railroad companies of this State, to ship and transport over their railroads the bodies of said soldiers, free of charge, on the request of the relations or friends of the same, during the existence of the present rebellion.

Adopted.

By Mr. Richardson:

Resolved, That the Committee on Swamp Lands be requested to inquire into the expediency of requiring owners of swamp or marsh lands to drain the same, and giving county commissioners power to levy taxes on such lands, and to expend the same for the purpose of draining the same, and report by bill or otherwise.

Adopted.

Mr. Woollen offered

Joint resolution No. 30. A joint resolution instructing our Senators and requesting our Representatives in Congress to oppose the passage of the law to indemnify the President, and those acting under him, for illegal arrests;

Which was read, and passed to a second reading.

The following bills were introduced, read the first time, and passed to a second reading:

By Mr. Gregory:

House bill No. 153. An act to amend the third section of an act to regulate and license the sale of spirituous, vinous, malt, or other intoxicating liquors, &c.

By Mr. Davis:

House bill No. 154. An act to provide for the opening of ditches, the changing of water courses, and keeping the same open, and repealing all laws inconsistent herewith.

Mr. Howell moved that the constitutional rule be suspended and the bill read a second time now.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Gregory,	Kemp of Dubois,	Perry,
Abdill,	Hall,	Kemp of Vigo,	Pettibone,
Anderson,	Hanna,	Kilgore,	Priest,
Baker,	Harney,	Lamb,	Puett,
Blocher,	Hershey,	Leeds,	Rippey,
Budd,	Hetfield,	Lemmon of H.,	Roberts,
Cason,	Higgins,	Marshall,	Robinson,
Collins,	Holcomb,	Mustard,	Roe,
Davis,	Hostetter,	Mutz,	Ryan,
DeBruler,	Howard,	Niblack,	Shoaff of Allen,
Forrester,	Howell,	Noyes,	Van Buskirk,
Garvin,	Humphreys,	O'Brien of H.,	Veach,
Given,	Hutchings,	O'Brien of M.,	Woollen, and
Gregg,	James,	Packard,	Mr. Speaker—56.

Those who voted in the negative were—

Messrs.	Hon,	Milroy,	Shaffer,
Abbott,	Howk,	Morgan,	Shoaff of Jay,
Burton,	Johnson,	Newman,	Spencer,
Cook,	Lasselle,	Osborn,	Waterman,
Donaldson,	Lee,	Reitz,	Wolfe, and
Harden of W.,	Lemmon of S.,	Richardson,	Woodruff—25.
Hardin, of P.,	Miller,		

So the rule was not suspended.

By Mr. Hanna :

House bill No. 155. An act providing for a committee to audit and allow claims against the State for services rendered by the officers and men of the Indiana Legislature, the militia organized under the proclamation of the Governor, dated September 5, 1862, in the defense of the Ohio river border of this State, and defining the powers and duties of said committee.

By Mr. Hetfield :

House bill No. 156. An act to license and regulate the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof.

By Mr. Hetfield:

House bill No. 157. An act to regulate toll and fare on the bridges of the Wabash, and in particular the Covington bridge.

By Mr. Hetfield :

House bill No. 158. An act to fix and regulate the fare and toll on rail roads in this State.

By Mr. Morgan :

House bill No. 159. An act for the protection of sheep, and taxing the owners of dogs to pay the owners of sheep that may be destroyed by dogs.

By Mr. Woodruff:

House bill No. 160. An act to amend an act entitled an act to provide for the opening, vacating and change of highways, approved June 17, 1852.

By Mr. Spencer:

House bill No. 161. An act to amend the twenty-second section of an act entitled an act concerning inclosures, trespassing animals, and partition fences, approved June 4, 1852.

By Mr. Johnson :

House bill No. 162. An act relative to certain officers of the Sinking Fund.

By Mr. Given :

House bill No. 163. An act to authorize the Board of County Commissioners to declare when any incorporated town or towns fail to elect Trustees for the term of two years preceeding, the incorporation thereof dissolved, and prescribing the duties of the County Auditor in such cases.

By Mr. Donaldson :

House bill No. 164. An act to amend the eighth section of an act to amend the act entitled an "Act authorizing the construction of plank, McAdamized and gravel roads, and empower the same to make sale of a portion of their roads," approved February 28, 1855

By Mr. Milroy :

House bill No. 165. An act to amend section one of an act entitled "An act to exempt property for sale in certain cases," approved February 17, 1852.

By Mr. Waterman :

House bill No. 166. An act supplemental to an act entitled "An act to provide for 'Township Elections,' " approved June 15, 1852.

By Mr. Leeds :

House bill No. 167. An act to entitle special assistant Surgeons, who have been sent to battle fields and hospitals in cases of emergency, to draw pay for the time they were absent on such special duty.

By Mr. Burton :

House bill No. 168. An act to repeal an act entitled "An act to license dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, declaring under what circumstances they may be killed, and prescribing a punish-

ment for killing licensed dogs, and to provide penalties for the violation of any provisions of said act by officers and others," approved March 11, 1861.

By Mr. Mutz :

House bill No. 169. An act prohibiting any person from entering upon the lands of another without the consent of the owner or occupant; and fixing the punishment for a violation of the provisions of said act.

By Mr. Howk :

House bill No. 170. An act to amend the first section of an act entitled "An act to amend the fourth section of an act entitled an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859, and providing for the return of process to the terms fixed by this act, and declaring when this act shall take effect," approved March 11, 1861, and providing for the return of process to the terms fixed by this act, and declaring when this act shall take effect.

By Mr. O'Brien of Hamilton :

House bill No. 171. An act to amend section two of an act entitled "An act in relation to county auditors," approved May 31, 1852, and increasing the amount of the penalty of the bonds of county auditors.

By Mr. Ferris :

House bill No. 172. An act to provide for the regulation of fare charged by railroad corporations, or companies for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.

By Mr. Niblack :

House bill No. 173. To amend sections 152, 173, 199, 322, and 578 of chapter 1, of an act entitled "An act to revise, simplify, and

abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode pleading and practice, without distinction between law and equity," approved June 18, 1852.

By Mr. Humphreys:

House bill No. 174. An act to amend section 1 of an act entitled "An act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers, and duties, in civil cases," approved June 9, 1852.

By Mr. Howard:

House bill No. 175. An act to amend sections 78 and 84, of an act entitled an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and to establish township libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

By Mr. Hostetter:

House bill No. 176. An act to authorize constables to administer all oaths necessary in the discharge of their official duties.

By Mr. Packard:

House bill No. 177. An act supplemental to an act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith, approved June 4, 1861.

By Mr. Harney:

House bill No. 178. An act repealing section 9 of an act entitled an act defining certain felonies and misdemeanors, and prescribing punishment therefor, and providing for certain evidence on the part of the State, approved Feb. 22, 1861.

By Mr. Kemp:

House bill No. 179. An act amending the providing clause of

section 32, and repealing the first providing clause of section 33 of an act entitled "An act regulating the fees of officers, and repealing former acts in relation thereto," approved March 2, 1855.

By consent of the House,

Mr. Milroy offered the following resolution :

Resolved, That the Committee on Agriculture, County and Township Business, be allowed, by this House, to employ one clerk for the balance of the session.

Mr. Given moved that the resolution lie on the table.

Agreed to.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the President of the Senate has signed the following enrolled Acts thereof :

Enrolled Act No. 15. An act to authorize the Governor to issue a patent to Aaron Foster for certain Michigan Road land in Laporte county.

No. 140. An act to authorize the chairman of committees, appointed by either House, or both Houses of the General Assembly, to administer oaths to witnesses testifying, or called to testify before such committees :

The House adjourned until to-morrow at 9 o'clock, A. M.

WEDNESDAY, 9 o'clock, A. M. }
February 11, 1863. }

House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Pendleton :

A petition asking the enforcement of the thirteenth article of the Constitution.

Referred to the committee on that subject.

By Mr. Hetfield :

A memorial in reference to the printing of the advertisements of sales of delinquent lands.

Referred to the Committee on Fees and Salaries.

REPORTS FROM STANDING COMMITTEES.

By Mr. Humphreys, Chairman of the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House resolution No. —, introduced by Mr. Holcomb, instructing them to report a bill fixing printers' fees for advertising Sheriff's sales, have had the same under consideration, and have instructed me to report the following bill, and recommend its passage :

House bill No. 180. An act to amend an act entitled "An act to amend section 467 of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a more uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, approved February 2, 1855.

The bill was read, and passed to a second reading.

By Mr. Kilgore, from the Committee on the Rights and Privileges of the Inhabitants of this State.

The Committee on Rights and Privileges, to which was referred House bill No. 16, entitled "An act to enable landlords and tenants, lessors and lessees to contract with each other, so as to secure the rights of each," have had the same under consideration, and a majority of said committee are of the opinion that further legislation on the subject is unnecessary, and they recommend that said bill be laid on the table.

The report was concurred in.

By Mr. Packard, from the Committee on the Judiciary :

MR. SPEAKER :

The Committee on the Judiciary, to whom was referred House bill No. 17, would respectfully report that they have had the same under consideration, and they herewith return the same, and would recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Kilgore, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 90, entitled "An act to authorize persons owning real estate, situate in counties in which they do not reside, to pay the taxes levied on such real estate to the Treasurer of the State,"

To respectfully report that they have had the same under consideration, and they are of the opinion that further legislation on the subject is inexpedient, they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 47, entitled "An act to legalize the acts of certain civil officers in this State, who have entered the military service of the United States, and whose duties have been discharged by deputies during their absence,"

To respectfully report that they have had the same under consideration, and they are of the opinion that further legislation on the subject is inexpedient, they therefore recommend that said bill lie upon the table.

On motion of Mr. Niblack,

The bill was recommitted to the Judiciary Committee, with instructions to further investigate the subject of said bill, and report.

By Mr. Howk, Chairman of the Committee on the Judiciary :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 75, entitled "An act to provide for the inspection of petroleum oils, for illuminating purposes, making and branding the same, prescribing penalty for selling without inspection, or for falsely branding the cask, package or barrel containing the same, or for violating any of the provisions of this act, for the appointment of Inspectors and deputies, prescribing duties and terms of office, and imposing penalties for Inspectors or deputies trading in any article they are appointed to inspect,"

To respectfully report that they have duly considered the same, and they recommend that the fifth section thereof be amended by striking out the word "indictment" where it occurs, and inserting in the place thereof the word "presentment," and when the same is so amended, they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Lake, from the same committee:

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 107, entitled "an act for the relief of Nineveh Berry," to respectfully report that they have had the same under consideration, and they herewith return the same to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

A message from the Governor, by Mr. Holloway, his Private Secretary:

MR. SPEAKER :

I am directed by the Governor, to transmit to your honorable body the following communication, in response to your resolution calling for information relative to the issue of arms and munitions of war:

STATE OF INDIANA,
EXECUTIVE DEPARTMENT,
Indianapolis, February 10, 1863. }

To the House of Representatives of the State of Indiana :

I had the honor to receive a resolution adopted by your honorable body, which is in the words following, to-wit :

“Resolved, That His Excellency, the Governor, be requested to inform this House at an early day, of the whole number of arms, and whole amount of munitions of war of every description, now on hand, belonging to this State; the whole number of arms, and the whole amount of munitions of war that have been purchased for the State, during his present term of office; what disposition, if any, has been made of the same; if they have been disposed of, either permanently or temporarily, to what person or persons they have been so disposed of; the time of which they were so disposed of; the whole number of arms, and the whole amount of munitions of war, that each person or persons have so received, and for what purpose each person or persons received the same.”

It will be seen that this resolution is very comprehensive in its terms, embracing the purchase and distribution of arms, the arming of the Indiana Legion, and the operatives of the State Arsenal and the disposition of the ammunition therein prepared; the arms, including artillery purchased by the State, were placed in the hands of Indiana troops mustered into the service of the United States, and their cost and expenses of purchase and transportation charged up to the United States. The arms purchased by the State were of the first class and best quality, and it was due to our gallant soldiers, and important to the honor of the State, and the interest of the nation that they should be put into the hands of men going into the field.

The arms that have been distributed to the Indiana Legion, and those now on hand in the State Armory, were not purchased by the State, but are the property of the United States.

For an account of the purchase of State arms, and disposition made of them, distribution of arms to the Indiana Legion, ammunition prepared at the State Arsenal, and disposition thereof, and number and quality of arms remaining in the armory, your honorable body is respectfully referred to the reports of Quartermaster

General Stone, Chief of Ordnance Colonel Sturm, the Hon. Robert Dale Owen, and other documents herewith laid before you.

The report of General Stone will show that only nine hundred and fifty-three guns have been issued within the last six months to counties not bordering on the Ohio River, and these guns have been issued to companies regularly organized under the law, and upon requisitions made. All arms distributed to the Legion, have been issued for the general defense and security of the State.

O. P. MORTON,
Governor of Indiana.

Referred to the Committee on Military Affairs.

The special order being the consideration of Mr. Mason's resolution, relative to the arms and munitions of war distributed by the Governor,

On motion of Mr. Niblack,

The resolution was referred to the Committee on Military Affairs.

RESOLUTIONS OF THE HOUSE.

By Mr. Niblack:

Resolved, That the Committee on Temperance be instructed to inquire into the expediency of reducing the amount charged by the State for licenses to retail spirituous, vinous, and malt liquors, in consequence of the additional tax charged by the United States Government under the recent act of Congress known as the "Excise Law," and to report by bill or otherwise.

Adopted.

By Mr. Miller:

Resolved, That the Committee on Ways and Means be instructed to inquire into the propriety and expediency of making an appropriation of fifteen hundred dollars more or less, to inclose the grounds around the Insane Asylum, in accordance with the suggestion of the Superintendent of said Institution, in his late report to this House, and report their views in relation thereto at an early day.

Adopted.

By Mr. Woodruff:

Resolved, That the Committee on the Rights and Privileges of the Inhabitants of the State, be instructed to inquire into the propriety of enacting a law to compel gravel, plank, McAdamized and turnpike road companies to erect their toll gates at such a distance from the dwelling houses of persons living on said roads, as not to interfere with the rights, or disturb the peace and comfort of such persons and their families, and report by bill or otherwise.

Adopted.

By Mr. Newman :

Resolved, That the Committee on Rights and Privileges be instructed to inquire what legislation, if any, is necessary to prohibit the firing of guns or pistols, on or across any public roads, and to prohibit the firing of any gun or pistol on the Sabbath that will disturb any congregation engaged in religious worship.

Adopted.

Mr. Forrester offered joint resolution No. 31 :

Resolved, That our Senators be instructed, and our Representatives in Congress be requested, to oppose the passage of a general bankrupt law by Congress during their term of office in Congress ;
Which was read and passed to a second reading.

The following bills were introduced, read the first time and passed to a second reading:

By Mr. Woodruff :

House bill No. 181. An act to amend the 122d section of an act entitled an act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases, approved June 9, 1852.

By Mr. Griffith :

House bill No. 182. An act to amend sections Nos. 12, 13, 25, 27, 32, 33, 43, 97, 107, 125, 156, 162, and to repeal section No. 137 of an act entitled " An act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith; and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith.

By Mr. Jones :

House bill No. 183. An act authorizing County Commissioners to prevent the running at large of hogs under certain restrictions, and prescribing penalties therefor.

By Mr. Griffith :

House bill No. 184. A bill amending section two of an act entitled "An act to regulate the sale of the swamp lands donated by the United States to the State of Indiana, and to provide for the draining and reclaiming thereof, in accordance with the conditions of said grant, approved May 9, 1852.

By Mr. Morgan :

House bill No. 185. An act to amend section eight of an act entitled an act authorizing the construction of plank, McAdamized and gravel roads, approved May 12, 1852.

The Speaker laid before the House the following communication:

HEADQUARTERS MUSTERING AND DISBURSING SERVICE, }
STATE OF INDIANA, }
Indianapolis, February 11, 1863, }

SIR:—The General Assembly are invited to attend the artillery practice, near the New Fair Grounds, at 2 o'clock, P. M., this day.

Very respectfully,
Your obedient servant,

HENRY B. CARRINGTON,
Colonel 18th U. S. Volunteers,
Com'd'ng at Indianapolis.

HON. MR. BUSKIRK,
Speaker House of Representatives, State of Indiana.

Mr. Miller offered the following resolution which was adopted.

Resolved, That the doorkeeper be instructed to procure three dollars worth of postage stamps, two dollars worth to be one cent stamps, and the residue three cent stamps, for each member of this House, the principal and assistant clerks of this House and their appointees, the clerks of the various Committees of this House, to

which clerks have been allowed; and that six dollars worth of stamps, one-half of them three cent and the residue one cent stamps, be furnished the Speaker of this House, and that the door-keeper and Sergeant-at-arms of this House be provided with three dollars worth of stamps in manner aforesaid, and that each of their appointees be furnished with one dollar and fifty cents worth of stamps.

Mr. Anderson offered the following resolution:

WHEREAS, This House has accepted the Invitation to attend the artillery drill this afternoon; therefore,

Resolved, That when this House adjourn, it adjourn till to-morrow morning at 9 o'clock.

Not adopted.

Mr. Hon obtained leave of absence on account of sickness.

FURTHER REPORTS FROM STANDING COMMITTEES.

By Mr. Hutchings, from the Committee on Claims.

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of John Lanahan, for sixty-five days labor in fitting up State House, have had the same under consideration, and recommend that John Lanahan be allowed the sum of eighty-three dollars, and that the Committee on Ways and Means be instructed to incorporate into the specific appropriation bill an allowance of eighty-three dollars, in favor of John Lanahan, in full of said claim.

The report was concurred in.

By Mr. Howell, from the same Committee:

MR. SPEAKER:

I am directed by the Committee of Claims, to whom was referred House bill No. 145, to report that they have had the same under consideration, and recommend the passage of the bill.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Pendleton, from the same committee:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Patrick Braum, for six days firing in the cellar, at State House, himself and boy, have directed me to recommend the allowance of \$13 50, for the above work, and recommend that the Committee of Ways and Means be directed to incorporate into the Specific Appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Veach, from the same committee:

MR. SPEAKER:

The Committee on Claims, to whom was referred the bill of James Griffin, for labor performed in fitting up State House, and wheeling coal in the cellar, amounting to fifty-five dollars, have had the same under consideration, and recommend the same be allowed, and that the Committee on Ways and Means be instructed to incorporate an allowance of fifty-five dollars to James Griffin in the Specific Appropriation bill.

The report was concurred in.

By Mr. Lemmon of Harrison, from the same committee.

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of L. B. Brown, for twenty days labor performed, have had the same under consideration, and recommend that he be allowed the sum of one dollar and fifty cents per day for the same, and that the Committee of Ways and Means be instructed to incorporate the sum of thirty dollars into the Specific Appropriation bill, as an allowance for the same.

The report was concurred in.

By Mr. Howell, from the same committee:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Reinhart for eleven dollars and seventy-five cents, have examined the same, and recommend the Committee on Ways and Means be

directed to incorporate into the Specific Appropriation bill an allowance for the same.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of James Russell, for six days services sawing and preparing wood, have had the same under consideration, and beg leave to report that he be allowed one dollar and fifty cents per day for the same, and that the Committee on Ways and Means be instructed to incorporate an allowance of nine dollars, for the same, in the Specific Appropriation bill.

The report was concurred in.

By the same:

MR. SPEAKER:

I am directed by the Committee on Claims, to whom was referred the claim of Larry Kennedy, for nineteen days work in fitting up for the present Legislature, to recommend the allowance of twenty-eight dollars and fifty cents for the same, and recommend that the Committee on Ways and Means be directed to incorporate into the Specific Appropriation bill an allowance for the same.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Ballwig & Kindler for locks, repairing, keys, &c., have had the same under consideration, and instruct me to report that, in the estimation of the committee, the sum of fifty dollars would be a fair compensation for the labor and material, &c., charged in the claim, and that the Committee on Ways and Means be instructed to incorporate into the Specific Appropriation bill an allowance of fifty dollars in favor of Ballwig & Kindler, in full for said claim.

The report was concurred in.

By the same :

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of T. W. Braden, for stationery amounting to thirteen dollars, have had the same under consideration, and recommend that said claim be allowed, and that the Committee on Ways and Means be instructed to incorporate said allowance in the Specific Appropriation bill.

The report was concurred in.

The House proceeded to the

ORDERS OF THE DAY,

And took up Senate bills on their second reading.

Senate bill No. 15. An act to authorize railroad companies to make extensions or branches in certain cases, and to take stock in railroad bridges ;

Was read the second time, and referred to a select committee of five.

The Speaker appointed Messrs. Roberts, Howard, Tarkington, Packard, and Van Buskirk, said committee.

Senate bill No. 15. A bill prescribing the forms of conveyances of real estate that may be used by executors, administrators, guardians, trustees, and commissioners in certain cases, amending section one hundred of the act in relation to the settlement of decedents' estates, approved June 17, 1852, and also to repeal the five hundred and forty-seventh section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852;

Was read the second time, and referred to a select committee of five. The Speaker appointed Messrs. Miller, Shoaff of Allen, Lamb, Given, and Anderson, said committee.

Senate bill No. 19. An act to provide that the amount of United States Government stamp duties required and used on

original process, certificates, bonds, appraisements, deeds of conveyance by sheriffs and on other instruments, shall in all actions be taxed and collected as other costs in said action;

Was read the second time, and referred to the Committee on Fees and Salaries.

Senate bill No. 20. An act to amend section thirty-three of an act entitled an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana, for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State, approved June 21, 1852;

The bill was read the second time, and ordered to a third reading.

Senate bill No. 22. A bill to amend the fifty-fourth section of chapter seven, entitled an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852;

Was read the second time, and referred to the Committee on the Judiciary.

Senate bill No. 24. A bill to provide for the execution of conveyances by county auditors for school lands, when the certificate has not been properly assigned, or assignment acknowledged in certain cases;

Was read the second time, and referred to the Committee on Education.

Senate bill No. 26. An act to amend the twelfth section of an act touching the relation of guardian and ward, approved June 9, 1852;

Was read the second time, and referred to the Committee on the Judiciary.

Senate bill No. 28. An act in addition to the first section of an act passed in 1861, entitled an act to amend the second section of an act entitled an act to amend the two hundred and seventh and two hundred and eighth sections of an act entitled an act to revise, simplify, and abridge the rules, practice, and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852, so as to authorize a change of

name in certain cases, approved March 5, 1859, and to make additional provisions on the same subject;

Was read the second time, and ordered to a third reading.

Senate bill No. 30. A bill to provide for the erection and repair of any bridge across a stream forming the boundary line between the counties, and to repeal laws inconsistent therewith;

Was read the second time, and referred to the Committee on Roads.

Senate bill No. 32. A bill to provide for the publication of notice of the pendency of suits as against defendants whose residence is unknown;

Was read the second time, and referred to the Committee on the Judiciary.

Senate bill No. 33. A bill prescribing the forms of deeds that may be used by sheriffs and coroners;

Was read the second time, and referred to the Committee on the Judiciary.

SENATE BILLS ON THEIR FIRST READING.

Senate bill No. 39. A bill to amend the third section of an act prescribing the powers and duties of justices of the peace in State prosecutions, approved May 29, 1852;

Was read, and passed to a second reading.

Senate bill No. 76. A bill to amend section one of an act entitled "An act touching the laying out and locating towns, streets, alleys, public squares and grounds, or any part thereof, the making out and recording of plats of such towns, and providing for the change of the names of such towns, approved May 20, 1852, and providing when the same shall take effect."

The bill was read and passed to a second reading.

Senate bill No. 93. A bill to extend the time for the completion of railroads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time the act shall take effect and be in force.

The bill was read, and passed to a second reading.

The House adjourned until 2 o'clock P. M.

The House met.

Mr. Ferris, by consent of the House, offered the following resolution, which was adopted:

Resolved, That the Committee on Education be instructed to inquire into the expediency of making the following changes in the Common School law, approved March 11, 1861:

1st. To so change section 10 of said act as to divide the funds of each township equally between the districts, without reference to the number of pupils in the same.

2d. To so change section 14 as to give Trustees a discretionary power to reject transfers from other townships, when the school to which they wish to be attached is already full.

3d. To so change section 18 as to require Trustees to publish a full exhibit of their receipts and expenditures, verified by affidavit, at the place of holding elections on the first Monday in April.

4th. To so change section 19, as to require teachers of private schools, taught in public school houses, as a condition for the use thereof, to make a report to the Trustee similar to that made by teachers of the public schools, so that the Trustee can make report of the same as required by law.

5th. To so change section 20 that the Trustee shall make his statistical report at the close of the term of office, say the 1st of April of each year.

6th. To so change section 28 as to allow Directors of school districts a reasonable compensation for their services.

Mr. Howk offered the following resolution, which was adopted:

Resolved, That a committee of one from each Judicial Circuit be raised for the purpose of inquiring into the expediency of re-arranging the Judicial Circuits and Districts, so as to equalize, as nearly as possible, the labors of the Judges, and that said committee report to this House by bill or otherwise.

The House then proceeded with the orders of the day.

BILLS ON THEIR THIRD READING.

House bill No. 25. An act authorizing Supervisors of Roads to

remove fences and buildings standing near public highways, on streams and water courses, and to assess damages for losses occasioned thereby;

Was read the third time.

Mr. Cason moved to recommit the bill to the Committee on Roads, with instructions to strike out all relating to the removal of dwelling houses.

Agreed to.

Mr. Branham, by consent of the House, made the following report from the Committee on Ways and Means:

MR. SPEAKER:

The Committee on Ways and Means, to whom was referred House bill No. 71, entitled "A bill to amend section 173 of the assessment act," approved the 21st of June, 1852, have had the same under consideration, and have instructed me to report said bill back to the House, and recommend that the same be laid on the table, as the committee deem further legislation on the subject inexpedient.

The report was concurred in.

House bill No. 40. An act to repeal section 2 of an act entitled "An act to amend section 11 of an act entitled an act to establish Courts of Common Pleas, and defining the jurisdiction and duties of and providing compensation for the Judges thereof, approved May 14th, 1852, so as to extend the jurisdiction of said court in certain cases," approved March 5, 1859;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	DeBruler,	Howell,	Roberts,
Anderson,	Given,	Kilgore,	Ryan,
Beyerle,	Hetfield,	Lemmon of H.,	Van Buskirk,
Budd,	Higgins,	Pettibone,	Williams, and
Burton,	Howk,	Richardson,	Wolfe—19.

Those who voted in the negative were—

Messrs.	Hanna,	Lee,	Osborne,
Abbett,	Harden of W.,	Leeds,	Packard,

Baker,	Hardin of Perry,	Lemmon of S.,	Perry,
Bird,	Harney,	Marshall,	Priest,
Blocher,	Hershey,	McCaughey,	Rippey,
Branham,	Holcomb,	Miller,	Robinson,
Cason,	Hon,	Milroy,	Roe,
Collins,	Hostetter,	Moorman,	Shaffer,
Cook,	Humphreys,	Mustard,	Shoaff of Allen,
Davis,	Hutchings,	Mutz,	Stone,
Donaldson,	James,	Newman,	Veach,
Forrester,	Johnson,	Niblack,	Waterman,
Gregg,	Jones,	Noyes,	Woodruff,
Gregory,	Kemp of Dubois,	O'Brien of H.,	Woollen, and
Griffith,	Kemp of Vigo,	O'Brien of M.,	Mr. Speaker-61.
Hall,	Lake,		

So the bill did not pass.

House bill No. 48. An act to prohibit Judges of the Common Pleas Courts of this State from practicing as attorneys in any inferior courts within their districts respectfully ;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Priest,
Anderson,	Hardin of Perry,	Leeds,	Puett,
Baker,	Harney,	Lemmon of H.,	Richardson,
Beyerle,	Hershey,	Lemmon of S.,	Rippey,
Bird,	Hetfield,	Marshall,	Roberts,
Blocher,	Higgins,	McCaughey,	Robinson,
Branham,	Holcomb,	Miller,	Roe,
Budd,	Hon,	Milroy,	Ryan,
Burton,	Hostetter,	Moorman,	Shaffer,
Cason,	Howell,	Mustard,	Shoaff of Allen,
Collins,	Howk,	Mutz,	Spencer,
Cook,	Humphreys,	Newman,	Stone,
Davis,	James,	Niblack,	Van Buskirk,
De Bruler,	Johnson,	O'Brien of H.,	Veach,
Donaldson,	Jones,	O'Brien of M.,	Waterman,
Forrester,	Kemp of Dubois,	Osborne,	Williams,

Given,	Kemp of Vigo,	Packard,	Wolfe,
Gregg,	Kendrick,	Pendleton,	Woodruff,
Gregory,	Kilgore,	Perry,	Woollen, and
Griffith,	Lake,	Pettibone,	Mr. Speaker-82.
Hall,	Lamb,		

Mr. Abbett voting in the negative.

So the bill passed.

House bill No. 57. An act to provide that the value of United States Government stamp duties required and used in original process certificates, bonds, appraisements, deeds of conveyance by Sheriffs, and on other instruments, shall in all actions be taxed and collected as other costs in said action;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lamb,	Puett,
Abbett,	Hardin of P.,	Lee,	Reitz,
Anderson,	Harney,	Leeds,	Richardson,
Beyerle,	Hershey,	Lemmon of H.,	Rippey,
Bird,	Hetfield,	Lemmon of S.,	Roberts,
Blocher,	Higgins,	Marshall,	Robinson,
Branham,	Holcomb,	McCaughey,	Roe,
Budd,	Hon,	Miller,	Ryan,
Burton,	Hostetter,	Milroy,	Shaffer,
Cason,	Howell,	Moorman,	Shoaff of Allen,
Collins,	Howk,	Mustard,	Spencer,
Cook,	Humphreys,	Mutz,	Stone,
Davis,	Hutchings,	Newman,	Tarkington,
De Bruler,	James,	Niblack,	Van Buskirk,
Donaldson,	Johnson,	Noyes,	Veach,
Forrester,	Jones,	O'Brien of H.,	Waterman,
Garvin,	Kemp of Dubois,	O'Brien of M.,	Williams,
Given,	Kemp of Vigo,	Osborne,	Wolfe,
Gregory,	Kendrick,	Packard,	Woodruff,
Griffith,	Kilgore,	Pendleton,	Woollen, and
Hall,	Lake,	Priest,	Mr. Speaker-87
Hanna,			

Mr. Gregg voting in the negative—1.

So the bill passed.

House bill No. 58. A bill to amend section eighty of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms, in civil cases in the courts of this State; to abolish distinct forms of action at the law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852;

Was read the third time.

The question being shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Leeds,	Puett,
Abbett,	Harden of Perry,	Lemmon of H.,	Reitz,
Anderson,	Harney,	Lemmon of S.,	Richardson,
Beyerle,	Hershey,	Marshall,	Rippey,
Bird,	Hetfield,	McCaughey,	Roberts,
Branham,	Higgins,	Miller,	Ryan,
Budd,	Holcomb,	Milroy,	Shaffer,
Burton,	Hon,	Mustard,	Shoaff of Allen,
Collins,	Howell,	Mutz,	Spencer,
Cook,	Howk,	Niblack,	Stone,
Davis,	Humphreys,	O'Brien of H.,	Tarkington,
De Bruler,	James,	O'Brien of M.,	Van Buskirk,
Donaldson,	Jones,	Osborne,	Veach,
Forrester,	Kemp of Dubois,	Packard,	Waterman,
Garvin,	Kemp of Vigo,	Pendleton,	Williams,
Gregg,	Kilgore,	Perry,	Wolfe,
Gregory,	Lake,	Pettibone,	Woollen, and
Griffith,	Lamb,	Priest,	Mr. Speaker—73.
Hall,	Lee,		

Those who voted in the negative were—

Messrs.	Howard,	Moorman,	Robinson,
Cason,	Hutchings,	Newman,	Roe, and
Hostetter,	Kendrick,	Noyes,	Woodruff—11.

So the bill passed.

House bill No. 62. An act repealing section twenty-eight of chapter six of the act defining felonies, and prescribing punishment therefor, approved June 10, 1852: and defining the crime of arson, and prescribing punishment therefor, and punishment for any injury to any person resulting from arson;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Lemmon of S.,	Richardson,
Abbett,	Harney,	Marshall,	Rippey,
Beyerle,	Hershey,	McCaughey,	Roberts,
Bird,	Hetfield,	Miller,	Robinson,
Branham,	Higgins,	Milroy,	Roe,
Budd,	Holcomb,	Moorman,	Ryan,
Burton,	Hon,	Mustard,	Shaffer,
Collins,	Howell,	Mutz,	Shoaff of Allen,
Cook,	Howk,	Newman,	Spencer,
Davis,	Hunphreys,	Niblack,	Stone,
De Bruler,	Hutchings,	Noyes,	Tarkington,
Donaldson,	Jones,	O'Brien of H.,	Van Buskirk,
Forrester,	Kemp of Dubois,	O'Brien of M.,	Veach,
Garvin,	Kemp of Vigo,	Osborn,	Waterman,
Gregg,	Kendrick,	Packard,	Williams,
Gregory,	Kilgore,	Pendleton,	Wolfe,
Griffith,	Lake,	Pettibone,	Woodruff,
Hall,	Lamb,	Priest,	Woollen, and
Hanna,	Lee,	Puett,	Mr. Speaker—78.
Hardin of W.,	Lemmon of H.,	Reitz,	

Those who voted in the negative were—

Messrs.	Cason,	James,	Perry—6.
Anderson,	Hostetter,	Leeds, and	

So the bill passed.

House bill No. 82. An act to amend the first section of an act to amend an act entitled "An act to amend the 6th section of an act providing for the organization of county boards, and prescribing some of their powers and duties, which first above mentioned

act was approved June 17, 1852; that said second mentioned act was approved Feb. 16, 1859; which latter act, last above mentioned, was approved March 9, 1861;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lamb,	Priest,
Anderson,	Hardin of Perry,	Lee,	Puett,
Baker,	Harney,	Leeds,	Reitz,
Beyerle,	Hershey,	Lemmon of H.,	Richardson,
Bird,	Hetfield,	Lemmon of S.,	Rippey,
Blocher,	Higgins,	Marshall,	Roberts,
Branham,	Holcomb,	McCaughey,	Robinson,
Budd,	Hon,	Miller,	Roe,
Burton,	Hostetter,	Milroy,	Ryan,
Cason,	Howard,	Moorman,	Shaffler,
Cook,	Howell,	Mustard,	Shoaff of Allen,
Davis,	Howk,	Mutz,	Spencer,
DeBruler,	Humphreys,	Newman,	Stone,
Forrester,	Hutchings,	Niblack,	Tarkington,
Garvin,	James,	Noyes,	Van Buskirk,
Given,	Jones	O'Brien of H.,	Veach,
Gregg,	Kemp of Dubois,	O'Brien of M.,	Waterman,
Gregory,	Kemp of Vigo,	Osborn,	Williams,
Griffith,	Kendrick,	Packard,	Wolfe,
Hall,	Kilgore,	Perry,	Woodruff, and
Hanna,	Lake,	Pettibone,	Woollen—83.

Those who voted in the negative were—

Messrs. Collins and Donaldson—2.

So the bill passed.

House bill No. 83. An act to amend the 21st section of an act prescribing the duties of justices of the peace in State prosecutions, and to enable justices to obtain mileage in making returns, approved March 1, 1855, and prescribing a penalty for neglecting to perform the duties therein required;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Leeds,	Puett,
Anderson,	Harden of W.,	Lemmon of H.,	Reitz,
Baker,	Hardin of Perry,	Lemmon of S.,	Richardson,
Beyerle,	Hershey,	Marshall,	Rippey,
Bird,	Hetfield,	McCaughey,	Roberts,
Blocher,	Higgins,	Miller,	Robinson,
Branham,	Holcomb,	Milroy,	Roe,
Budd,	Hon,	Moorman,	Ryan,
Burton,	Howard,	Mustard,	Shaffer,
Cason,	Howell,	Mutz,	Shoaff of Allen,
Collins,	Howk,	Newman,	Spencer,
Cook,	Humphreys,	Niblack,	Stone,
Davis,	Hutchings,	Noyes,	Tarkington,
DeBruler,	Jones,	O'Brien of H.,	Van Buskirk,
Donaldson,	Kemp of Dubois,	O'Brien of M.,	Veach,
Forrester,	Kemp of Vigo,	Osborn,	Waterman,
Garvin,	Kendrick,	Packard,	Williams,
Given,	Kilgore,	Pendleton,	Wolfe,
Gregg,	Lake,	Perry,	Woodruff,
Griffith,	Lamb,	Pettibone,	Woollen, and
Hall,	Lee,	Priest,	Mr. Speaker—83.

Mr. Gregory voting in the negative—1.

So the bill passed.

House bill No. 96. An act to amend the 70th section of an act entitled "An act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisement of real property, county treasurers and auditors, and of Treasurer and Auditor of State," approved June 21, 1852;

Was read the third time.

Mr. Donaldson moved to recommit the bill to the Committee on Ways and Means, with instructions to make the assessment law correspond with the provisions of this bill.

Mr. Holcomb moved to recommit the bill to the Committee on Roads, with instructions to make the road law coincide with the provisions of the bill.

Mr. Woodruff moved that the bill lie on the table.

Upon which question Messrs. Donaldson and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lake,	Puett,
Blocher,	Hetfield,	Miller,	Reitz,
Cook,	Holcomb,	Milroy,	Richardson,
DeBruler,	Howk,	Mustard,	Wolfe,
Forrester,	Humphreys,	Niblack,	Woodruff,
Garvin,	Johnson,	O'Brien of M.,	Woollen, and
Given,	Kemp of Dubois,	Packard,	Mr. Speaker—29.
Gregory,	Kemp of Vigo,		

Those who voted in the negative were—

Messrs.	Hall,	Lee,	Rippey,
Anderson,	Harden of W.,	Leeds,	Roberts,
Baker,	Hardin of Perry,	Lemmon of H.,	Robinson,
Beyerle,	Hershey,	Lemmon of S.,	Roe,
Bird,	Higgins,	Marshall,	Ryan,
Branham,	Hon,	McCaughy,	Shaffer,
Budd,	Howell,	Mooiman,	Shoaff of Allen,
Burton,	Hutchings,	Mutz,	Spencer,
Cason,	James,	Noyes,	Stone,
Collins,	Jones,	O'Brien of H.,	Tarkington,
Davis,	Kendrick,	Osborn,	Veatch,
Donaldson,	Kilgore,	Pendleton,	Waterman, and
Gregg,	Lamb,	Pettibone,	Williams—52.
Griffith,			

So the bill was not laid on the table.

Mr. Holcomb moved to lay the motion to refer to the Committee on Ways and Means on the table.

Agreed to.

The question being on the motion to refer to the Committee on Roads,

The bill was so referred.

House bill No. 110. An act to amend section one of an act entitled "An act to amend section three of an act for the regulation of weights and measures," approved June 9, 1852, approved Feb. 28, 1855;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hershey,	Lemmon of S.,	Rippey,
Anderson,	Hetfield,	McCaughey,	Roberts,
Beyerle,	Holcomb,	Miller,	Robinson,
Blocher,	Hostetter,	Milroy,	Roe,
Branham,	Howell,	Moorman,	Ryan,
Budd,	Howk,	Mustard,	Shaffer,
Burton,	Humphreys,	Mutz,	Shoaff of Allen,
Cason,	Hutchings,	Newman,	Shoaff of Jay,
Collins,	James,	Noyes,	Spencer,
Donaldson,	Johnson,	O'Brien of H.,	Stone,
Ferris,	Jones,	Osborn,	Tarkington,
Forrester,	Kemp of Dubois,	Packard,	Veach,
Garvin,	Kemp of Vigo,	Pendleton,	Waterman,
Gregg,	Lake,	Perry,	Williams,
Gregory,	Lamb,	Pettibone,	Wolfe,
Griffith,	Lasselle,	Priest,	Woodruff,
Hall,	Lee,	Puett,	Woollen, and
Hardin of W.,	Lemmon of H.,	Richardson,	Mr. Speaker—74.
Hardin of Perry,			

Those who voted in the negative were—

Messrs.			
Davis,	Given,	Leeds, and	Reitz—4.

So the bill passed.

The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 O'CLOCK, A. M., }
 February 12, 1863. }

The House met.

The Journal was read and approved.

A message from the Governor by Mr. Holloway, his private Secretary :

MR. SPEAKER :

I am directed by the Governor to inform the House that he has approved and signed House bill No. 15, "An act to authorize the Governor to issue a patent to Aaron Foster for certain Michigan road land in Laporte county." Also, House bill No. 140, "An act to authorize the chairman of committees appointed by either House, or both Houses of the General Assembly, to administer oaths to witnesses testifying or called to testify before such committees," and has caused copies of the same to be filed in the office of the Secretary of State.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Packard :

A memorial from the citizens of Porter county, asking for a more stringent law for the protection of the ballot-box.

Referred to the Committee on Elections.

By Mr. Richardson :

A petition from the citizens of White county, asking for a law protecting fur-producing animals.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howk, Chairman of the Committee on the Judiciary :

MR. SPEAKER :

I am instructed by the Judiciary Committee, to whom was referred House bill No. 116, entitled "A bill for an act to amend the seventh section of an act entitled an act to provide for the election

of a Reporter, and a speedy publication of the decisions of the Supreme Court, and for the compensation of such Reporter," approved February 5, 1862;

To respectfully report that they have had the same under consideration, and they herewith return the same to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Kilgore, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 87, entitled "A bill defining what shall constitute an assault, and prescribing the punishment therefor," together with the following proposed amendment, to-wit :

SECTION 2. Justices of the Peace shall have exclusive jurisdiction to hear and determine offences named in the first section of this act ;

To respectfully report that they have duly considered said bill and proper amendment, and they recommend that the same be amended as proposed, and when so amended, they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Lake, from the same committee :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 98, entitled "An act to legalize the sale of certain Congressional school lands,"

To respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient, they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was

referred House bill No. 68, entitled "An act entitled an act to amend the 22d section of an act entitled an act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852 ;

To respectfully report that they have duly considered the same, and they herewith return the same to this House, and recommend that said bill lie on the table.

The report was concurred in, and the bill laid on the table.

By Mr. Burton, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 72, entitled "an act to amend the twenty-second section of an act entitled 'an act defining misdemeanors, and prescribing punishment therefor,' " approved June 14, 1852, to respectfully report that they have duly considered the same, and they recommend that the first section of said bill be amended by striking out all after the words, "to-wit," in the fourteenth line of said section, and inserting the following words, to-wit: Every person who shall be guilty of notorious lewdness, or who shall expose the naked person of himself or herself, or of any other person, or any private part thereof, or who shall urinate, or evacuate the bowels, or who shall sing any indecent or vulgar song, or use any vulgar or obscene language or gesture, in any street, sidewalk, or public square of any city, town, or village, or in the presence, view, or hearing of any private family, or of any female, or of any public assembly where people have congregated for a lawful purpose, shall for every such offense, be deemed guilty of public indecency, and upon conviction thereof, shall be fined not exceeding one hundred dollars, to which may be added imprisonment in the county jail for any determinate period, not exceeding three months; and when said bill is so amended, they recommend the passage thereof.

The report was concurred in, and the amendment adopted.

By unanimous consent of the House, the constitutional rule was suspended, and the bill read the third time now.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lamb,	Reitz,
Abbett,	Hall,	Lasselle,	Richardson,
Anderson,	Harden of W.,	Lemmon of H.,	Rippee,
Baker,	Hardin of Perry,	Lemmon of S.,	Roberts,
Bird,	Hershey,	Marshall,	Robinson,
Beyerle,	Hetfield,	McCaughey,	Roe,
Blocher,	Higgins,	Miller,	Ryan,
Brogan,	Holcomb,	Milroy,	Shaffer,
Budd,	Howard,	Moorman,	Shoaff of Allen,
Burton,	Howell,	Mustard,	Shoaff of Jay,
Cason,	Howk,	Mutz,	Spencer,
Collins,	Humphreys,	Newman,	Stone,
Cook,	Hutchings,	Noyes,	Tarkington,
Davis,	James,	O'Brien of H.,	Van Buskirk,
DeBruler,	Johnson,	O'Brien of M.,	Veach,
Donaldson,	Jones,	Osborn,	Williams,
Ferris,	Kemp of Dubois,	Packard,	Wolfe,
Forrester,	Kemp of Vigo,	Pendleton,	Woodruff,
Given,	Kendrick,	Perry,	Woollen, and
Gregg,	Kilgore,	Pettibone,	Mr. Speaker—82.
Gregory,	Lake,	Priest,	

Mr. Hanna voting in the negative.

So the bill passed.

Ordered, That the Clerk inform the Senate of the passage thereof.

By Mr. Anderson, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 133, entitled "an act to amend the twentieth section of an act entitled 'an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in criminal actions in the courts of this State, approved June 17, 1852, and to authorize prosecuting and district attorneys to administer oaths, and take and certify affidavits in certain cases,'" to respectfully report that

they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same, from the same committee:

MR. SPEAKER:

I am instructed by the majority of the Judiciary Committee, to whom was referred House bill No. 84, entitled "an act entitled an act to repeal the eighteenth section of an act entitled 'an act regulating descents, and the apportionment of estates,'" approved May 14, 1852, to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

By Mr. Packard, from the same committee:

MR. SPEAKER:

The undersigned, as a minority from the Committee on the Judiciary, to whom was referred House bill No. 84, entitled "an act entitled an act to repeal the eighteenth section of an act entitled 'an act regulating descents, and the apportionment of estates,'" approved May 14, 1852, would respectfully recommend that said bill be passed.

Mr. Hardin of Perry moved the previous question, which was ordered.

The question being on the adoption of the report of the minority it was not adopted.

The report of the majority of the committee was concurred in, and the bill laid on the table.

By Mr. Kilgore, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 32, entitled "a bill to provide for the publication of notice of the pendency of suits as against defendants whose residence is unknown," to respectfully report that they

have had the same under consideration, and they herewith return the same to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Packard, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 88, entitled " A bill to amend the fifth section of an act entitled " An act to prevent the issuing and circulation of unauthorized paper currency, and prescribing penalties for the issuing, or failure to redeem any such currency, and to punish the putting away of broken bank notes, or notes of banks which have suspended specie payments," to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient. They therefore recommend that said bill lie upon the table.

The report was concurred in, and the bill laid on the table.

By Mr. Lasselle, from the same committee :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 126, entitled " An act to amend section nine of an act entitled ' An act providing for the election and qualification of Justices of the Peace and defining their jurisdiction, powers and duties in civil cases,' " approved June 9, 1852," to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient ; they therefore recommend that said bill lie upon the table.

The report was concurred in, and the bill laid on the table.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 86, entitled " An act to provide for publishing notice of the pendency of a civil action as against persons whose residence is unknown," to respectfully return the same herewith, and they recommend that it lie upon the table, there

being now pending before this House Senate bill No. 32, embracing the same subject matter.

The report was concurred in, and the bill laid on the table.

By Mr. Burton, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom House bill No. 79 was recommitted, with instruction to attach a penalty for the violation of the provisions thereof, the title to which bill is as follows:

An act to prohibit Clerks of the Circuit and Courts of Common Pleas, and their deputies, from practicing law in any of the courts of which they are clerks; to respectfully report that they have duly considered the same, and they recommend that said bill be amended by striking out of the second section thereof, all after the word "shall," in the eighth line of said section, and inserting, in lieu thereof, the following, to wit:—"be fined in any sum not less than ten, nor more than one hundred dollars," and when said bill is so amended, they recommend the passage thereof.

The report of the committee was concurred in, and the amendment therein recommended was adopted.

The bill was read the third time.

Mr. Higgins moved to recommit the bill, with instructions to the committee to provide that where no fee is charged, the clerk or deputy shall be deemed guilty of no offence.

The motion was not agreed to.

The question then being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Richardson,
Abbett,	Harney,	Leeds,	Roe,
Anderson,	Hetfield,	Marshall,	Shaffer,
Baker,	Howard,	McCaughey,	Shoaff of Allen,
Bird,	Howell,	Miller,	Shoaff of Jay,
Blocher,	Howk,	Milroy,	Spencer,
Burton,	Humphries,	Moorman,	Tarkington,
Collins,	Jones,	Newman,	Veach,
Ferris,	Kemp of Dubois,	Niblack,	Wolfe,

Garvin,	Kilgore,	Noyes,	Woodruff,
Gregory,	Lake,	O'Brien of H.,	Woollen, and
Griffith,	Lamb,	Packard,	Mr. Speaker,—48.
Hanna,			

Those who voted in the negative were—

Messrs.	Gregg,	Johnson,	Perry,
Brogan,	Hall,	Kendrick,	Pettibone,
Budd,	Hardin of Perry,	Lemmon of H.,	Priest,
Cason,	Hershey,	Lemmon of S.,	Rippey,
Cook,	Higgins,	Morgan,	Robinson,
Davis,	Holcomb,	Mustard,	Ryan,
De Bruler,	Hostetter,	Mutz,	Stone, and
Donaldson,	Hutchings,	O'Brien of M.,	Williams—34.
Forrester,	James,	Osborne,	

So the bill did not pass, for want of a constitutional majority.

The bill was laid upon the table, under the rule.

Mr. Miller moved to reconsider the vote by which a report of the Committee on the Judiciary was concurred in, and House bill No. 88 was laid on the table.

Agreed to.

The question being on concurring in the report of the committee thereon;

It was again concurred in.

By Mr. Higgins, from the Committee on Corporations:

MR. SPEAKER:

The Committee on Corporations, to whom was referred House bill No. 32, entitled "An act to amend an act entitled an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto," approved March 9, 1857, have had the same under consideration, and direct me to report it back to the House, and recommend that the bill be referred to the Committee on Fees and Salaries.

The report was concurred in, and the bill was so referred.

By Mr. Garvin, from the same committee :

MR. SPEAKER :

The Committee on Corporations, to whom was referred joint resolution No. 14, entitled "A joint resolution proposing an amendment to the 23d section, article 4, of the Constitution, so as to provide for laws enabling cities, townships, and towns, to raise money for the support of common schools," have had the same under consideration, and have directed me to report it back to this House, and recommend its passage.

The report was concurred in and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on Corporations, to whom was referred the petition of Samuel Addison and others, relative to turnpike companies and incorporated towns and cities, have directed me to report that they have had the same under consideration, and report said petition back to this House and recommend that it be referred to the Committee on Roads.

The report was concurred in, and the petition so referred.

By Mr. Ferris, chairman of the Committee on the Rights and Privileges of the Inhabitants of this State :

MR. SPEAKER :

The Committee on the Rights and Privileges of the Inhabitants of this State, to whom was referred a petition from citizens of La-porte county, praying for a change in the law authorizing the formation of companies for the detection and apprehension of horse thieves, &c., have had the same under consideration, and herewith report a bill amending said law in compliance with said petition, and recommend its passage.

House bill No. 186. An act to amend section one of an act to authorize the formation of companies for the detection and apprehension of horse thieves, and other felons, and defining their powers, approved March 9, 1852.

The bill was read the first time, and passed to a second reading.

On motion,

The House adjourned until 2 o'clock, P. M.

2 O'CLOCK P. M.

House met.

The call for the reports of standing committees was continued.

Mr. Milroy, chairman of the Committee on Agriculture, presented the following report:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred a resolution instructing said committee to inquire into the practicability of amending the law on the subject of licensing dogs, &c., so as to render said law efficient for the protection of sheep, have had the same under consideration, and instruct me to report it back, and recommend that it be referred to the Committee on County and Township Business.

The report was concurred in, and the bill so referred.

By Mr. Given, from the Committee on Engrossed Bills.

MR. SPEAKER:

The Committee on Engrossed Bills have examined engrossed bills Nos. 17, 23, 78, 81, 87, 97, 107, 112, 114, 117, 119, 120, 128, 129, 133, 139, and 145, and instructed me to report that they have compared them with the originals, and find them correctly engrossed.

Mr. Donaldson moved a call of the House;
Which was ordered.

Seventy-three members answered to their names.

Mr. O'Brien of Hamilton, obtained leave of absence on account of sickness.

Mr. Holcomb obtained leave of absence until Tuesday, on account of sickness.

Mr. Van Buskirk obtained leave of absence until to-morrow.

The House received the following messages from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House, that the Senate has passed the following engrossed bill thereof, viz:

Senate bill No. 52. A bill to amend the 55th section of an act entitled an act to amend an act to authorize and regulate the business of general banking, passed March 3, 1855.

In which the concurrence of the House is respectfully requested.

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill of the House, viz:

No. 28. A bill to amend an act entitled an act to amend the 3d section of an act entitled an act to provide for the protection of wild game, defining in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved Feb. 26, 1857; which latter act was approved March 9, 1861, with an engrossed amendment;

In which the concurrence of the House is respectfully requested.

On motion of Mr. Hanna,

The House adjourned until to-morrow, at 9 o'clock, A. M.

FRIDAY, 9 o'clock, A. M., }
February 13, 1863. }

House met.

The Journal was read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

By Mr. Baker :

A memorial from citizens of Noble county, asking for proper legislation allowing soldiers to vote.

Referred to the Committee on Elections.

By Mr. Garvin :

From citizens of Vanderburg county, asking an amendment of the law authorizing the retailing of liquors.

Referred to the Committee on Temperance.

By Mr. Hall :

A petition of six hundred and fifty-seven citizens of Decatur county, asking for a law enforcing the 13th article of the Constitution.

Referred to a select committee on that subject.

REPORTS OF STANDING COMMITTEES.

By Mr. Howk, Chairman of the Committee on the Judiciary :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred Senate bill No. 26, entitled "An act to amend the twelfth section of an act touching the relation of guardian and ward," approved June 9, 1852 ;

To respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and they recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

By Mr. Lasselle, of the same committee ; a majority report :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 123, entitled "An act to amend sections 47 and 49 of an act entitled an act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852 ;"

To respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

By Mr. Kilgore, the following minority report:

MR. SPEAKER:

The undersigned, as a minority of the Committee on the Judiciary, to whom House bill No. 123 was referred, entitled "An act to amend sections 47 and 49 of an act entitled an act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852, would respectfully submit that further legislation on the subject therein mentioned is inexpedient, and he would recommend that said bill lie upon the table.

Mr. Packard moved the previous question,
Which was ordered.

The question being, first, on the adoption of the minority report,
It was not adopted.

The question then being on concurring in the majority report,

Messrs. Miller and Packard demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	McCaughey,	Roberts,
Abbett,	Hetfield,	Miller,	Ryan,
Blocher,	Howard,	Milroy,	Shaffer,
Brown,	Howell,	Niblack,	Shoaff of Allen,
Burton,	Howk,	O'Brien of M.,	Shoaff of Jay,
Collins,	Humphreys,	Osborne,	Spencer,
Cook,	Kemp of Vigo,	Packard,	Tarkington,
De Bruler,	Lake,	Pendleton,	Veach,
Donaldson,	Lasselle,	Priest,	Waterman,
Ferris,	Lee,	Puett,	Williams
Garvin,	Lemmon of H.,	Reitz,	Wolfe,
Given,	Lemmon of S.,	Richardson,	Woollen, and
Hall,	Mason,	Rippey,	Mr. Speaker—52.
Hanna,			

Those who voted in the negative were—

Messrs.	Gregory,	Kendrick,	Noyes,
Anderson,	Griffith,	Lake,	O'Brien of H.,
Baker,	Hershey,	Lamb,	Perry,
Beyerle,	Higgins,	Leeds,	Pettibone,
Budd,	Hostetter,	Marshall,	Robinson,
Cason,	Hutchings,	Moorman,	Stone,
Davis,	James,	Morgan,	Van Buskirk, and
Forrester,	Johnson,	Mustard,	Woodruff,—34.
Gregg,	Jones,	Newman,	

So the report was concurred in, and the bill ordered to be engrossed.

Mr. Kemp of Dubois, obtained leave of absence on account of sickness.

The House suspended the order of business and proceeded with the orders of the day.

Senate bill No. 93. A bill to extend the time for the completion of railroads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time the act shall take effect;

Was read the second time, and referred to the Committee on Corporations.

BILLS ON THEIR THIRD READING.

House bill No. 28. An act to amend an act entitled "An act to amend the third section of an act entitled an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved February 26, 1857, which latter act was approved March 9, 1861;"

Was read the third time.

The question being on concurring in the following amendment of the Senate:

Senate amendment to House bill No. 28. Amend by striking out of the amended section, February, and insert March, and on the third page, first line, strike out the word February and insert March.

The amendment was concurred in.

Mr. Donaldson, by consent of the House, from a joint select committee to apportion the State for Senators and Representatives, presented the following report:

MR. SPEAKER:

The joint committee appointed to divide the State into Senatorial and Representative Districts have had the same under consideration, and have directed me to report the following bill and recommend its passage:

House bill No. 187. A bill to apportion Senators and Representatives for the next six years.

Mr. Moorman moved that the constitutional rule be suspended, and the bill read the first time by its title.

Upon which motion,

Those who voted in the affirmative were—

Messrs.	Gregory,	Lee,	Reitz,
Abbett,	Hanna,	Leeds,	Richardson,
Abdill,	Harden of W.,	Marshall,	Rippey,
Anderson,	Hetfield,	Mason,	Roberts,
Baker,	Higgins,	McCaughey,	Robinson,
Bird,	Hostetter,	Miller,	Ryan,
Blocher,	Howard,	Milroy,	Shaffer,
Brown,	Howell,	Moorman,	Shoaff of Allen,
Budd,	Howk,	Mustard,	Shoaff of Jay,
Burton,	Humphreys,	Niblack,	Spencer,
Cason,	James,	Noyes,	Stone,
Collins,	Johnson,	O'Brien of H.,	Tarkington,
Davis,	Jones,	O'Brien of M.,	Van Buskirk,
Donaldson,	Kemp of Vigo,	Osborne,	Veach,
Ferris,	Kendrick,	Packard,	Williams,
Forrester,	Kilgore,	Pendleton,	Wolfe,
Garvin,	Lake,	Perry,	Woodruff,
Given,	Lamb,	Pettibone,	Woollen, and
Gregg,	Lasselle,	Pnett,	Mr. Speaker—75.

Those who voted in the negative were—

Messrs.	Griffith,	Hutchings,	Morgan,
Beyerle,	Hall,	Lemmon of H.,	Newman, and
Cook,	Hershey,	Lemmon of S.,	Priest—11.

So the rule was suspended, and the bill read the first time by its title.

Mr. Donaldson moved that the constitutional rule be further suspended, and that the bill be read the second time now.

Upon which motion,

Those who voted in the affirmative were—

Messrs.	Hanna,	Marshall,	Richardson,
Abbett,	Harden of W.,	Mason,	Rippey,
Abdill,	Hershey,	McCaughey,	Roberts,
Baker,	Hetfield,	Miller,	Robinson,
Bird,	Higgins,	Milroy,	Ryan,
Beyerle,	Howell,	Moorman,	Shaffer,
Blocher,	Howk,	Mustard,	Shoaff of Allen,
Brown,	Humphreys,	Niblack,	Shoaff of Jay,
Budd,	Hutchings,	Noyes,	Spencer,
Burton,	Jones,	O'Brien of H.,	Tarkington,
Collins,	Kemp of Vigo,	O'Brien of M.,	Van Buskirk,
Donaldson,	Lake,	Osborne,	Veach,
Ferris,	Lamb,	Packard,	Williams,
Given,	Lasselle,	Pendleton,	Wolfe,
Gregg,	Lee,	Perry,	Woodruff,
Gregory,	Leeds,	Priest,	Woollen, and
Griffith,	Lemmon of H.,	Puett,	Mr. Speaker—70.
Hall,	Lemmon of S.,	Reitz,	

Those who voted in the negative were—

Messrs.	Davis,	James,	Newman,
Anderson,	Forrester,	Kendrick,	Pettibone, and
Cason,	Hostetter,	Kilgore,	Stone—14.
Cook,	Howard,	Morgan,	

So the rule was further suspended, and the bill read the second time.

On motion of Mr. Brown,

The bill was laid on the table, and three hundred copies ordered to be printed for the use of the House.

House bill No. 17. An act to confirm and make valid sales of land made by trustees and foreign executors;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Lemmon of H.,	Priest,
Abbett,	Griffith,	Lemmon of S.,	Puett,
Abdill,	Hall,	Marshall,	Reitz,
Anderson,	Hanna,	Mason,	Richardson,
Baker,	Hershey,	McCaughey,	Rippey,
Beyerle,	Hetfield,	Miller,	Roberts,
Blocher,	Higgins,	Milroy,	Robinson,
Brown,	Hostetter,	Moorman,	Ryan,
Budd,	Howard,	Morgan,	Shoaff of Allen,
Burton,	Howell,	Mustard,	Shoaff of Jay,
Cason,	Hawk,	Niblack,	Spencer,
Collins,	Humphreys,	Noyes,	Stone,
Cook,	James,	O'Brien of H.,	Tarkington,
Davis,	Jones,	O'Brien of M.,	Van Buskirk,
DeBruler,	Kemp of Vigo,	Osborne,	Veach,
Ferris,	Lake,	Packard,	Williams,
Forrester,	Lamb,	Pendleton,	Wolfe,
Garvin,	Lasselle,	Perry,	Woodruff, and
Given,	Lee,	Pettibone,	Woollen—76.

Those who voted in the negative were—

Messrs.	Gregg,	Kendrick,	Mr. Speaker—7.
Donaldson,	Hutchings,	Newman, and	

So the bill passed.

House bill No. 23. An act to fix the succession of title of real estate held by county and district agricultural societies;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lasselle,	Perry,
Abdill,	Hall,	Lee,	Pettibone,
Anderson,	Hanna,	Leeds,	Priest,

Baker,	Harden of W.,	Lemmon of H.,	Puett,
Beyerle,	Hershey,	Lemmon of S.,	Reitz,
Blocher,	Hetfield,	Marshall,	Richardson,
Brown,	Higgins,	Mason,	Rippey,
Budd,	Hostetter,	Miller,	Roberts,
Burton,	Howard,	Milroy,	Robinson,
Cason,	Howell,	Moorman,	Ryan,
Collins,	Howk,	Morgan,	Shaffer,
Cook,	Humphreys,	Mustard,	Shoaff of Allen,
Davis,	Hutchings,	Newman,	Spencer,
DeBruler,	James,	Niblack,	Stone,
Donaldson,	Johnson,	Noyes,	Tarkington,
Ferris,	Jones,	O'Brien of H.,	Veach,
Forrester,	Kemp of Vigo,	O'Brien of M.,	Wolfe,
Garvin,	Kendrick,	Osborn,	Woodruff,
Given,	Lake,	Packard,	Woollen, and
Gregg,	Lamb,	Pendleton,	Mr. Speaker—82.
Gregory,			

Those who voted in the negative were—

None.

So the bill passed.

House bill No. 78. A bill to enable persons other than corporations, to reclaim wet lands when the same can not be done without affecting the lands of others;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Given,	Lake,	Puett,
Abbott,	Gregory,	Lasselle,	Richardson,
Abdill,	Griffith,	Lee,	Rippey,
Baker,	Hanna,	Leeds,	Roberts,
Beyerle,	Hershey,	Lemmon of H.,	Robinson,
Blocher,	Hetfield,	Lemmon of S.,	Ryan,
Budd,	Hostetter,	Marshall,	Shaffer,
Burton,	Howard,	Mason,	Shoaff of Allen,
Cason,	Howell,	McCaughey,	Shoaff of Jay,

Collins,	Hutchings,	Miller,	Spencer,
Cook,	James,	Milroy,	Stone,
DeBruler,	Johnson,	Moorman,	Tarkington,
Donaldson,	Jones,	Mustard,	Veach, and
Ferris,	Kemp of Vigo,	Osborne,	Mr. Speaker—58.
Forrester,	Kendrick,	Perry,	

Those who voted in the negative were—

Messrs.	Higgins,	Niblack,	Reitz,
Anderson,	Howk,	Noyes,	Van Buskirk,
Davis,	Humphreys,	O'Brien of M.,	Williams,
Garvin,	Lamb,	Packard,	Wolfe,
Given,	Morgan,	Pendleton,	Wooruff, and
Hall,	Newman,	Pettibone,	Woollen—23.

So the bill passed.

House bill No. 81. An act to amend the first section of an act entitled an act to organize a Supreme Court, and prescribing certain duties of the judges thereof, approved May 13, 1852, and to district the State for the purpose of electing five judges of the Supreme Court;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Milroy,	Roberts,
Brown,	Harden of W.,	Mustard,	Shaffer,
Burton,	Lamb,	Niblack,	Shoaff of Jay,
Ferris,	Lasselle,	O'Brien of H.,	Spencer,
Forrester,	Lee,	Packard,	Veach,
Garvin,	Lemmon of S.,	Pendleton,	Woollen,
Gregory,	McCaughy,	Reitz,	Mr. Speaker—29
Hall,	Miller,		

Those who voted in the negative were—

Messrs.	Given,	Kemp of Vigo,	Pettibone,
Abbett,	Gregg,	Kendrick,	Priest,
Abdill,	Griffith,	Kilgore,	Puett,
Anderson,	Hershey,	Lake,	Richardson,

Baker,	Hetfield,	Leeds,	Ripsey,
Beyerle,	Higgins,	Lemmon of H.,	Robinson,
Blocher,	Hostetter,	Marshall,	Ryan,
Budd,	Howard,	Mason,	Shoaff of Allen,
Cason,	Howell,	Moorman,	Stone,
Collins,	Howk,	Morgan,	Tarkington,
Cook,	Humphreys,	Noyes,	Van Buskirk,
Davis,	James,	O'Brien of M.,	Williams,
De Bruler,	Johnson,	Osborn,	Wolfe, and
Donaldson,	Jones,	Perry,	Woodruff—55.

So the bill did not pass.

Messrs. Cook and Gregory obtained leave of absence until Monday noon.

Messrs. Davis, Collins, and Forrester, obtained leave of absence until Tuesday morning.

Mr. Given, by the consent of the House, introduced

House Bill No. 188. An act to amend the section of an act entitled an act to provide a treasury system for the State of Indiana, for the manner of receiving, holding, and disbursing the public moneys of the State, and for the safe keeping of public moneys, which act becomes a law March 1, 1859.

Which was read the first time.

Mr. Given moved that the constitutional rule be suspended, and the bill be read the second time now.

Upon which motion,

Those who voted in the affirmative were—

Messrs.	Gregory,	Lasselle,	Perry,
Abbett,	Griffith,	Leeds,	Priest,
Abdill,	Hall,	Lemmon of S.,	Puett,
Anderson,	Harden of W.,	Marshall,	Ripsey,
Baker,	Hershey,	Mason,	Roberts,
Beyerle,	Hetfield,	McCaughey,	Robinson,
Blocher,	Higgins,	Miller,	Ryan,
Budd,	Hostetter,	Milroy,	Shoaff of Allen,
Burton,	Howard,	Moorman,	Shoaff of Jay,

Cason,	Humphreys,	Morgan,	Spencer,
Collins,	Hutchings,	Mustard,	Stone,
Cook,	James,	Newman,	Tarkington,
Davis,	Johnson,	Niblack,	Van Buskirk,
DeBruler,	Jones,	Noyes,	Veach,
Ferris,	Kemp of Vigo,	O'Brien of H.,	Williams,
Forrester,	Kendrick,	O'Brien of M.,	Wolfe,
Garvin,	Kilgore,	Osborne,	Woodruff,
Given,	Lake,	Packard,	Woollen, and
Gregg,	Lamb,	Pendleton,	Mr. Speaker—75.

Those who voted in the negative were—

Messrs.	Howell,	Lee,	Richardson, and
Donaldson,	Howk,	Lemmon of H.,	Shaffer—7.

So the rule was suspended, the bill read a second time, and referred to the Committee of Ways and Means.

Mr. Roberts, by consent of the House, made the following majority report from a select committee:

MR. SPEAKER:

The select committee to whom was referred Senate bill No. 15, "An act authorizing railroad companies to make extensions or branches, in certain cases, and to take stock in railroad bridges," have had the same under consideration, and have instructed me to report the same back to the House, and recommend its passage.

Mr. Howard, from the same committee, made the following minority report:

MR. SPEAKER:

The undersigned a minority of the select committee, to whom was referred Senate bill No 15, being a bill to authorize railroads to make extensions, or branches, in certain cases, and to take stock in railroad bridges, beg leave to make the following report in reference thereto:

We do not concur with the majority of said committee in recommending the passage of said bill, but recommend that the first section thereof be amended by adding the following provisions thereto, to-wit:

1st. *Provided*, That said railroad bridge, at the terminus of said road, shall be so constructed as to pass vehicles, footmen, and for all general purposes.

2d. *Provided, further*, That no branch or extension of said railroad shall be made through any incorporated city without first obtaining the consent of the Common Council thereof.

Mr. Howard moved that the bill and the majority and minority reports be referred to the Committee on the Judiciary.

Agreed to.

The House adjourned until two o'clock, P. M.

2 O'CLOCK, P. M.

The House met.

House bill No. 87. A bill defining what shall constitute an assault, and prescribing the punishment therefor;

Was read the third time.

On the question of the passage of the bill,

Those who voted in the affirmative were—

Messrs.	Hall,	Lemmon of H.,	Priest,
Abbett,	Harden of W.,	Lemmon of S.,	Puett,
Abdill,	Hershey,	Marshall,	Richardson,
Anderson,	Hetfield,	Mason,	Roberts,
Baker,	Higgins,	McCaughey,	Robinson,
Beyerle,	Hostetter,	Miller,	Ryan,
Branham,	Howard,	Milroy,	Shoaff of Allen,
Brogan,	Howell,	Moorman,	Shoaff of Jay,
Brown,	Howk,	Morgan,	Spencer,
Burton,	Humphreys,	Mustard,	Stone,
Cook,	James,	Newman,	Tarkington,
Davis,	Jones,	Niblack,	Van Buskirk,
Donaldson,	Kemp of Vigo,	Noyes,	Veach,

Ferris,	Kendrick,	O'Brien of H.,	Waterman,
Forrester,	Kilgore,	Osborn,	Williams.
Given,	Lake,	Pendleton,	Wolfe,
Gregg,	Lasselle,	Perry,	Woodruff, and
Gregory,	Leeds,	Pettibone,	Mr. Speaker—73.
Griffith,			

None voting in the negative.

So the bill passed.

Mr. Roberts, by consent of the House, offered the following resolution :

Resolved, That the use of this Hall be tendered to the honorable Henry Walker, for Tuesday evening next, for the purpose of delivering an address upon the present state of the country.

Adopted.

Mr. Priest, by consent of the House, offered the following resolution,

Which was laid over until to-morrow :

Resolved, That during the remainder of the present session of the General Assembly, no member of this House shall be permitted to speak more than ten minutes on any proposition pending, nor more than twice on the same proposition, without the unanimous consent of the House.

House bill No. 97. An act to repeal an act to establish courts of conciliation, to prescribe rules and proceedings therein, and compensation of Judges thereof;

Was read the third time.

The question being shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Priest,
Abbett,	Hershey,	Marshall,	Puett,
Abdill,	Hetfield,	Mason,	Richardson,
Anderson,	Higgins,	McCaughey,	Rippey,
Baker,	Hostetter,	Miller,	Roberts,
Beyerle,	Howard,	Milroy,	Ryan,

Brogan,	Howell,	Morgan,	Shoaff of Allen,
Brown,	Howk,	Mustard,	Shoaff of Jay,
Burton,	Humphreys,	Newman,	Spencer,
Collins,	Kemp of Vigo,	Niblack,	Tarkington,
Ferris,	Kendrick,	Noyes,	Van Buskirk,
Forrester,	Kilgore,	O'Brien of H.,	Veach,
Garvin,	Lake,	O'Brien of M.,	Williams,
Given,	Lamb,	Packard,	Wolfe,
Gregg,	Lee,	Perry,	Woodruff, and
Gregory,	Lemmon of H.,	Pettibone,	Mr. Speaker—64.
Hall,			

Those who voted in the negative were—

Messrs.	Donaldson,	Jones,	Pendleton,
Branham,	Griffith,	Lasselle,	Robinson,
Cook,	Harney,	Leeds,	Stone, and
Davis,	James,	Moorman,	Waterman—18.
DeBruler,	Johnson,	Osborn,	

So the bill passed.

House bill No. 139. An act to raise a revenue for State purposes for the years 1863 and 1864 ;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Leeds,	Priest,
Abbett,	Hall,	Lemmon of H.,	Puett,
Abdill,	Harden of W.,	Lemmon of S.,	Reitz,
Anderson,	Harney,	Marshall,	Richardson,
Baker,	Hershey,	Mason,	Rippee,
Beyerle,	Hetfield,	McCaughy,	Roberts,
Branham,	Higgins,	Miller,	Robinson,
Brogan,	Hostetter,	Milroy,	Ryan,
Brown,	Howard,	Moorman,	Shaffer,
Burton,	Howell,	Morgan,	Shoaff of Allen,
Cason,	Howk,	Mustard,	Shoaff of Jay,
Collins,	Humphreys,	Newman,	Spencer,

Cook,	James,	Niblack,	Stone,
Davis,	Johnson,	Noyes,	Tarkington,
DeBruler,	Jones,	O'Brien of H.,	Van Buskirk,
Donaldson,	Kemp of Vigo,	O'Brien of M.,	Veach,
Ferris,	Kendrick,	Osborn,	Waterman,
Forrester,	Kilgore,	Packard,	Williams,
Garvin,	Lake,	Pendleton,	Woodruff,
Given,	Lamb,	Perry,	Woollen, and
Gregg,	Lasselle,	Pettibone,	Mr. Speaker—85.
Gregory,	Lee,		

None voting in the negative.

So the bill passed.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House that the President of the Senate has signed enrolled House bill No. 28, an act to amend an act entitled "an act to amend the third section of an act entitled 'an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act,'" approved February 26, 1857, which latter act was approved March 9, 1861.

House bill No. 107. An act for the relief of Nineveh Berry;
Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregg,	Lake,	Puett,
Abbett,	Gregory,	Lamb,	Reitz,
Abdill,	Griffith,	Lasselle,	Richardson,
Anderson,	Hall,	Lee,	Rippey,
Baker,	Harden of W.,	Lemmon of S.,	Roberts,
Beyerle,	Harney,	Marshall,	Ryan,
Brogan,	Hetfield,	Mason,	Shoaff of Allen,
Brown,	Higgins,	McCaughy,	Shoaff of Jay,
Budd,	Hostetter,	Milroy,	Spencer,
Burton,	Howard,	Mustard,	Stone,

Cason,	Howell,	Newman,	Van Buskirk,
DeBruler,	Howk,	Niblack,	Veach,
Donaldson,	Humphreys,	O'Brien of M.,	Waterman,
Ferris,	James,	Osborne,	Williams,
Forrester,	Jones,	Packard,	Wolfe,
Garvin,	Kemp of Vigo,	Pendleton,	Woollen, and
Given,	Kilgore,	Perry,	Mr. Speaker—68.

Those who voted in the negative were—

Messrs.	Hershey,	Moorman,	Priest,
Branham,	Johuson,	Morgan,	Robinson,
Collins,	Kendrick,	Noyes,	Tarkington, and
Cook,	Leeds,	Pettibone,	Woodruff—18.
Davis,	Lemmon of H.,		

So the bill passed.

House bill No. 114. A bill requiring recorders to certify their records of deeds, mortgages, and other instruments admissible to record ; .

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Gregg,	Lasselle,	Pettibone,
Abbett,	Gregory,	Lee,	Priest,
Abdill,	Griffith,	Leeds,	Puett,
Anderson,	Hall,	Lemmon of H.,	Reitz,
Baker,	Harden of W.,	Lemmon of S.,	Richardson,
Beyerle,	Hershey,	Marshall,	Rippey,
Brogan,	Hetfield,	Mason,	Roberts,
Brown,	Higgins,	McCaughey,	Robinson,
Budd,	Höstetter,	Miller,	Ryan,
Burton,	Howard,	Milroy,	Shaffer,
Cason,	Howell,	Mustard,	Shoaff of Allen,
Collins,	Howk,	Newman,	Shoaff of Jay,
Cook,	Humphreys,	Niblack,	Spencer,
Davis,	James,	Noyes,	Stone,
De Bruler,	Johnson,	O'Brien of H.,	Tarkington,
Donaldson,	Jones,	O'Brien of M.,	Van Buskirk,

Ferris,	Kemp of Vigo,	Osborne,	Veach,
Forrester,	Kendrick,	Packard,	Williams,
Garvin,	Kilgore,	Pendleton,	Woodruff and
Given,	Lamb,	Perry,	Mr. Speaker—79.

Those who voted in the negative were—

Messrs. Morgan and Woollen—2.

So the bill passed.

House bill No. 112. An act to amend section 119 of an act entitled "An act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana, for the election of township assessors, and prescribing the duties of Assessors and Appraisers of Real Property, County Treasurers, Auditors, and of the Treasurer and Auditor of State," approved June 21, 1852;

Was read the third time.

Mr. Lamb moved to recommit the bill to the Committee on Fees and Salaries, with instructions to amend the bill by providing for the repeal of section 119 of the act sought to be amended by the bill.

Agreed to.

The Speaker laid before the House, a communication from Jacob Vandegrift, proposing to lease the Northern State Prison.

Referred to the Committee on the State Prison North.

House bill No. 116. A bill to amend section seven of an act to provide for the election of a reporter, and a speedy publication of the decisions of the supreme court, and for the compensation of such reporter, approved February 5, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Robinson,
Abbett,	Howk,	Marshall,	Ryan,
Anderson,	Lamb,	Miller,	Shaffer,
Beyerle,	Lasselle,	Milroy,	Tarkington,

Budd,	Lee,	Puett,	Woollen, and
Burton,	Leeds,	Richardson,	Mr. Speaker—26.
Forrester,	Lemmon of H.,	Rippey,	

Those who voted in the negative were—

Messrs.	Gregory,	Kemp of Vigo,	Perry,
Abdill,	Griffith,	Lake,	Pettibone,
Baker,	Hall,	Mason,	Priest,
Blocher,	Hershey,	McCaughey,	Reitz,
Brogan,	Hetfield,	Moorman,	Roberts,
Brown,	Higgins,	Morgan,	Shoaff of Allen,
Collins,	Hostetter,	Mustard,	Shoaff of Jay,
Cook,	Howard,	Newman,	Spencer,
Davis,	Howell,	Niblack,	Stone,
De Bruler,	Humphreys,	O'Brien of H.,	Veach,
Donaldson,	Hutchings,	O'Brien of M.,	Williams,
Garvin,	James,	Osborne,	Wolfe and
Given,	Johnson	Packard,	Woodruff—54.
Gregg,	Jones,	Pendleton,	

So the bill did not pass.

Mr. O'Brien of Hamilton, moved to reconsider the vote just taken on the passage of bill No. 116.

Agreed to.

Mr. Niblack moved to recommit the bill to the Committee on the Judiciary, with instructions to inquire concerning the increased cost of publishing the reports of the decisions of the supreme court, owing to the rise of paper, &c.

Agreed to.

Messrs. Shoaff of Jay, and Bird obtained leave of absence until Tuesday.

The Committees on the State Prisons, North and South, obtained leave of absence until Tuesday morning.

A message from the Governor, by Mr. Holloway, his private Secretary.

MR. SPEAKER:

I am directed, by the Governor, to inform the House that he has

signed and approved House bill No. 28. An act to amend an act entitled an act to amend the third section of an act entitled an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act, approved February 26, 1857, which latter act was approved March 9, 1861, and has caused a copy of the same to be filed in the office of the Secretary of State.

Mr. Lasselle, from the Committee on Engrossed Bills, made the following report:

MR. SPEAKER:

The Committee on Engrossed Bills have carefully compared engrossed House bill No. 116, with the original bill, and find that the same has, in all respects, been accurately and correctly engrossed.

CHARLES B. LASSELLE, *Chairman.*

Mr. Woodruff, by consent of the House, offered the following resolution:

Resolved, That when this House adjourns, it adjourns until Monday at 2 o'clock, P. M.

Adopted.

Messrs. Kilgore and Priest, of the Committees on the State Prisons, having declined to visit the State Prison South, Messrs. Donaldson and Miller were appointed in their places, for the purposes of said visit.

House bill No. 117. An act to authorize the transfer of the Congressional township school funds which accrued from the sales of school lands within the territory now forming the county of Newton, to the said county, from the county of Jasper;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lee,	Puett,
Abbett,	Hall,	Leeds,	Reitz,
Abdill,	Hardin of W.,	Lemmon of H.,	Richardson,
Anderson,	Hershey,	Lemmon of S.,	Rippey,

Beyerle,	Hetfield,	Marshall,	Roberts,
Blocher,	Higgins,	Mason,	Robinson,
Brogan,	Hostetter,	Miller,	Ryan,
Budd,	Howard,	Milroy,	Shaffler,
Burton,	Howell,	Moorman,	Shoaff of Allen,
Collins,	Howk,	Morgan,	Spencer,
Cook,	Humphreys,	Mustard,	Stone,
Davis,	James,	Newman,	Tarkington,
DeBruler,	Johnson,	O'Brien of M.,	Veach,
Ferris,	Jones,	Osborne,	Williams,
Forrester,	Kemp of Vigo,	Packard,	Wolfe,
Garvin,	Kilgore,	Perry,	Woodruff,
Given,	Lamb,	Pettibone,	Woollen, and
Gregory,	Lasselle,	Priest,	Mr. Speaker—70.

Those who voted in the negative were—

Messrs. Donaldson, Gregg, and Hutchings—3.

So the bill passed.

Mr. Wolfe, Chairman of the Committee on Enrolled Bills, submitted the following report :

MR. SPEAKER :

The Committee on Enrolled Bills respectfully report that they have carefully compared enrolled House bill No. 28, with the engrossed copy thereof, and find that the same is, in all respects, correctly enrolled. Also, that the same was by them presented to the Governor for his approval, this 13th day of February, at 3 o'clock, P. M.

House bill No. 119. An act to amend the 21st section of an act entitled "An act to fix the time of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5th, 1859, and providing for the return of process to the terms fixed by this act, and declaring when this act shall take effect ;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Leeds,	Priest,
Abbett,	Hall,	Lemmon of H.,	Puett,
Abdill,	Harden of W.,	Lemmon of S.,	Reitz,
Baker,	Hershey,	Marshall,	Richardson,
Beyerle,	Hetfield,	Mason,	Rippey,
Blocher,	Higgins,	McCaughey,	Roberts,
Budd,	Hostetter,	Miller,	Robinson,
Burton,	Howard,	Milroy,	Ryan,
Collins,	Howell,	Moorman,	Shaffer,
Cook,	Howk,	Morgan,	Shoaff of Allen,
Davis,	Humphreys,	Mustard,	Spencer,
DeBruler,	James,	Newman,	Stone,
Donaldson,	Johnson,	Niblaek,	Tarkington,
Ferris,	Jones,	Noyes,	Veach,
Forrester,	Kemp of Dubois,	O'Brien of H.,	Williams,
Garvin,	Kemp of Vigo,	Osborn,	Wolfe,
Given,	Lake,	Packard,	Woodruff,
Gregg,	Lamb,	Perry,	Woollen, and
Gregory,	Lasselle,	Pettibone,	Mr. Speaker—75.

Those who voted in the negative were none.

So the bill passed.

House bill No. 120. An act to amend section 11 of an act entitled "An act providing for the election, and prescribing certain duties of County Surveyors," approved June 17, 1852;

Was read the third time.

Mr. Lasselle offered the following amendment to the second section,

Which was unanimously adopted:

Insert in the proper place, "and when so acknowledged, said instrument shall be entitled to be recorded."

Mr. Niblack moved to recommit the bill to the Committee on County and Township Business, with instructions to inquire whether the bill conflicts with any other law on the subject of the acknowledgment of deeds, &c.

The motion was agreed to, and the bill recommitted.

Mr. Niblack offered the following resolution, which was adopted :

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of providing by law that the docket and other books and stationery, used by Justices of the Peace in the discharge of their official duties, be furnished at the expense of the counties in which such Justice of the Peace shall be respectively elected, and to report by bill or otherwise.

House bill No. 128. An act authorizing recorders to demand their fees in advance, and repealing all laws inconsistent therewith ;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lemmon of S.,	Reitz,
Abbett,	Hershey,	Marshall,	Richardson,
Abdill,	Hetfield,	Mason,	Rippey,
Baker,	Higgins,	McCaughey,	Roberts,
Beyerle,	Hostetter,	Miller,	Robinson,
Budd,	Howard,	Milroy,	Ryan,
Burton,	Howell,	Moorman,	Shaffer,
Collins,	Howk,	Morgan,	Shoaff of Allen,
Cook,	Humphreys,	Mustard,	Shoaff of Jay,
Davis,	Hutchings,	Niblack,	Spencer,
DeBruler,	James,	Noyes,	Stone,
Donaldson,	Jones,	O'Brien of H.,	Tarkington,
Forrester,	Kemp of Vigo,	O'Brien of M.,	Veach,
Garvin,	Kilgore,	Osborne,	Williams,
Given,	Lake,	Packard,	Wolfe,
Gregg,	Lamb,	Perry,	Woodruff,
Greggory,	Lasselle,	Pettibone,	Woollen, and
Griffith,	Leeds,	Puett,	Mr. Speaker-73.
Hall,	Lemmon of H.,		

Those who voted in the negative were—

Messrs. Blocher, Ferris, and Johnson—3.

So the bill passed.

House bill No. 129. An act to provide that the laws of this State, regulating the salaries of officers, shall not be so construed as to permit the public officers thereof to receive their salaries in advance, and to repeal all laws coming in conflict with this act;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hershey,	Marshall,	Richardson,
Abbott,	Hetfield,	Mason,	Rippey,
Abdill,	Higgins,	McCaughy,	Roberts,
Baker,	Hostetter,	Miller,	Robinson,
Beyerle,	Howard,	Moorman,	Ryan,
Blocher,	Howell,	Morgan,	Shaffer,
Collins,	Hawk,	Mustard,	Shoaff of Allen,
Davis,	Humphreys,	Niblack,	Shoaff of Jay,
DeBruler,	Johnson,	Noyes,	Spencer,
Donaldson,	Jones,	O'Brien of H.,	Stone,
Ferris,	Kemp of Vigo,	O'Brien of M.,	Tarkington,
Forrester,	Kilgore,	Osborn,	Veach,
Garvin,	Lamb,	Packard,	Williams,
Given,	Lasselle,	Perry,	Wolf,
Griffith,	Leeds,	Pettibone,	Woodruff,
Hall,	Lemmon of H.,	Puett,	Woollen, and
Harden of W.,	Lemmon of S.,	Reitz,	Mr. Speaker—68.
Harney,			

Those who voted in the negative were—

Messrs. Gregg, Hutchings, James, and Milroy—4.

So the bill passed.

The Speaker announced the following committee to inquire into the expediency of re-organizing the Judicial Circuits, and Districts of the State, viz:

Mr. Hawk, 2d district, (chairman).

Mr. Lamb, 1st district.

Mr. Given, 3d district.

Mr. Perry, 4th district.

Mr. Woollen, 5th district.

Mr. Humphreys, 6th district.

Mr. Lake, 7th district.

Mr. Cason, 8th district.

Mr. Packard, 9th district.

Mr. Griffith, 10th district.

Mr. Lasselle, 11th district.

Mr. Mustard, 12th district.

Mr. Moorman, 13th district.

Mr. Garvin, 15th district.

Mr. Mason, by consent of the House, offered the following resolution:

Resolved, That whereas, the State Librarian and two employees are attending to the Stationery department of this House, that the same amount of postage stamps be allowed each of them as have been allowed to the clerks and deputy clerks of this House, and that the doorkeeper be instructed to present said persons with said amount of postage stamps.

The resolution was not adopted.

House bill No. 133. An act to amend the 20th section of an act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in criminal actions in the courts of this State," approved June 17, 1852, and to authorize prosecuting and district attorneys to administer oaths, and take and certify affidavits in certain cases;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Puett,
Abbett,	Harney,	Leeds,	Reitz,
Baker,	Hershey,	Lemmon of H.,	Richardson,
Beyerle,	Hetfield,	Lemmon of S.,	Rippey,
Blocher,	Higgins,	Mason,	Roberts,
Budd,	Hostetter,	McCaughy,	Robinson,
Burton,	Howard,	Miller,	Shaffer,
Cook,	Howell,	Milroy,	Shoaff of Allen,
Davis,	Howk,	Moorman,	Shoaff of Jay,

DeBruler,	Humphreys,	Niblack,	Spencer,
Donaldson,	Hutchings,	Noyes,	Stone,
Ferris,	James,	O'Brien of H.,	Tarkington,
Forrester,	Johnson,	O'Brien of M.,	Veach,
Garvin,	Jones,	Osborn,	Williams,
Given,	Kemp of Vigo,	Packard,	Wolfe,
Gregg,	Lamb,	Perry,	Woollen, and
Griffith,	Lasselle,	Pettibone,	Mr. Speaker-69.
Hall,			

Those who voted in the negative were—

Messrs. Collins and Woodruff—2.

So the bill passed.

House bill No. 145. A bill for the relief of George Arnold;
Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Leeds,	Puett,
Abbett,	Harney,	Lemmon of H.,	Reitz,
Abdill,	Hershey,	Lemmon of S.,	Richardson,
Baker,	Hetfield,	Marshall,	Rippey,
Beyerle,	Higgins,	Mason,	Roberts,
Blocher,	Hostetter,	McCaughey,	Shaffer,
Budd,	Howard,	Miller,	Shoaff of Allen,
Burton,	Howell,	Milroy,	Shoaff of Jay,
Collins,	Howk,	Moorman,	Spencer,
Cook,	Humphreys,	Morgan,	Stone,
Davis,	Hutchings,	Newman,	Tarkington,
DeBruler,	James,	Niblack,	Veach,
Ferris,	Johnson,	Noyes,	Williams,
Forrester,	Jones	O'Brien of H.,	Wolfe,
Garvin,	Kemp of Vigo,	Osborn,	Woodruff,
Gregg,	Lamb,	Packard,	Woollen, and
Griffith,	Lasselle,	Perry,	Mr. Speaker-70.
Hall,	Lee,	Pettibone,	

Those who voted in the negative were—

Messrs. Donaldson, Given, and Robinson—3.

So the bill passed.

The House adjourned until Monday next at 2 o'clock, P. M.

MONDAY, 2 o'clock, P. M., }
February 16, 1863. }

The House met.

The Speaker being temporarily absent, Mr. Harney was called to the Chair.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Roberts:

A memorial from R. S. Brown, in reference to increasing the salary of, and giving extra allowance to the State Librarian.

Referred to the Committee on Fees and Salaries.

By Mr. Given:

A memorial in reference to a law for the collection of debts.

Referred to the Committee on the Judiciary.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House that the Senate has passed the following engrossed bill, to-wit:

Senate bill No. 38. A bill authorizing the sale of canals, authorizing the purchaser or purchasers and his or their assigns, to organ-

ize companies, and fixing the power of such companies, and excepting certain canals from the provisions of this act;

In which the concurrence of the House is respectfully requested.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howk, chairman of the Committee on the Judiciary :

MR. SPEAKER :

The Judiciary Committee, to whom was referred the memorial of Samuel H. Patterson, late lessee of the Indiana State Prison, asking relief from certain judgments that were rendered by the Clark Circuit Court, for work and labor done by sundry convicts, sentenced to said prison by sundry common pleas courts of the State of Indiana, at the time when such courts had no jurisdiction of felonies, respectfully report that they have duly considered the matters stated in said memorial, and finding the facts therein stated to be true, recommend that the prayer of said memorial be granted, and herewith submit a bill for an act entitled "an act for the relief of Samuel H. Patterson, late lessee of the Indiana State Prison," and recommend its passage.

House bill No. 189. An act for the relief of Samuel H. Patterson, late lessee of the Indiana State Prison.

The bill was read, and passed to a second reading.

By Mr. Kilgore, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 22, entitled "a bill to amend the fifty-fourth section of chapter 7, entitled 'an act defining misdemeanors, and prescribing punishment therefor,' " approved June 14, 1852, to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By. Mr. Lasselle, from the Committee on Engrossed Bills :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared en-

grossed House bills Nos. 35, 72, 75, 89, 109, and 123, and House joint resolution No. 14, and find that they have in all respects been accurately and correctly engrossed, and corrected under their direction.

The special order being the consideration of Joint Resolution No. 8, inviting a National Convention,

On motion of Mr. Hanna,
Was postponed until Wednesday next, at 10 o'clock, A. M.

RESOLUTIONS OF THE HOUSE.

By Mr. Roberts :

Resolved, That hereafter the House meet at eight o'clock, A. M., and half-past one o'clock, P. M., of each day, and that it have evening sessions on Wednesday and Friday nights of each week, commencing at half-past seven o'clock.

Laid over until to-morrow.

By Mr. Kilgore :

MR. SPEAKER :

Resolved, That the Committee on Temperance be instructed to inquire into the expediency of repealing the present law licensing the retailing of spirituous liquors, so as to give to every person the right to vend such liquors under such restrictions as will, if possible, prohibit the abuse of such privilege.

Adopted.

By Mr. Hardin of Perry:

Resolved, That the Committee on Education be instructed to inquire as to the expediency of making it the duty of the trustees of the different townships to select and employ all teachers it may require to teach the common schools, and report by bill or otherwise.

Adopted.

By Mr. Woodruff:

Resolved, That the Committee on the Judiciary be instructed to inquire what, if any legislation is necessary for the more effect

enforcement of section eight of article fifteen of the Constitution of this State, in regard to the sale of lottery tickets within the State.

Adopted.

By Mr. Jones:

Resolved, That the special committee to which Senate bill No. 37 was referred, be instructed to report the same, with their action thereon, to-morrow morning.

Adopted.

By Mr. Tarkington:

WHEREAS, The present distracted state of our country has entirely deranged the commerce between the north and south;

AND WHEREAS, The production of cotton having been abandoned by the South, in consequence of which, cotton goods have advanced to an enormous and alarming extent;

AND WHEREAS, The people of the north are driven into the necessity of directing their attention to the production of flax linen goods as a substitute for cotton; therefore,

Resolved, That the Committee on Manufactures and Commerce be instructed to inquire into the expediency of taking measures for the introduction of machinery for the manufacture of flax linen, to ascertain, if possible, what the probable cost would be, and if found practicable, to recommend an appropriation of — dollars, for the encouragement of enterprise, and to report by bill or otherwise.

Adopted.

The resolution offered by Mr. Priest, on Friday, was taken from the table.

Mr. Griffith moved to strike out "ten" and insert "thirty."

Mr. Hanna moved to lay the resolution on the table.

Agreed to.

The following bills were introduced, read the first time, and passed to the second reading:

By Mr. Mason;

House bill No. 190. An act to amend an act entitled "an act

to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulations of township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

By Mr. Niblack :

House bill No. 191. An act fixing the times of holding the several terms of the Common Pleas Courts in the second Common Pleas District, prescribing the length of said terms, and repealing all laws in conflict therewith.

By Mr. Milroy :

House bill No. 192. An act to amend the four hundred and twentieth section of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the Courts of the State, to abolish distinct forms of action at law, and to provide for the administration of Justice in a uniform mode of process, without distinction between law and equity, approved June 18, 1852.

By Mr. Howk :

House bill No. 193. An act to provide for procuring and distributing the fourteenth volume of the Indiana Reports.

By Mr. Ferris :

House bill No. 194. An act defining felonies, and prescribing punishment therefor.

By Mr. Blocher :

House bill No. 195. An act to better regulate the appointment of Surgeons for the Indiana volunteer regiments now in the service of the United States, and who may hereafter be raised for the suppression of the present rebellion.

By Mr. Lamb :

House bill No. 196. An act providing for the assessment and taxation of dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, declaring per-

sons who own or keep dogs, and refuse to list the same, and persons who have listed dogs, and who neglect or refuse to pay the taxes thereon, guilty of continuing and maintaining a public nuisance, and prescribing penalties in such cases, and prescribing duties of Assessors and Auditors under this act.

By Mr. Humphreys :

House bill No. 197. An act to amend sections 100 and 101 of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11th, 1861.

By Mr. Newman :

House bill No. 198. An act to prevent persons from owning, keeping or harboring any dog or bitch for which no license has been taken out, and prescribing the punishment therefor.

By Mr. Tarkington :

House bill No. 199. An act concerning the sale of baggage, and other articles, by railroad companies.

By Mr. Beyerle :

House bill No. 200. An act to amend an act entitled "An act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7, 1852.

By Mr. Ferris :

House bill No. 201. An act to amend section 42 of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

By Mr. Lasselle :

House bill No. 202. An act to provide for the change of venue in certain cases from the Common Pleas Court to the Circuit Court of the same county, conferring jurisdiction on such Circuit Court, re-

pealing, as to the Common Pleas Court, all laws in conflict herewith, and declaring when this act shall take effect.

By Mr. Lasselle :

House bill No. 203. An act to amend section 23 of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11; 1861.

By Mr. Lasselle :

House bill No. 204. An act to amend section 716 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms, in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

By Mr. Niblack :

House bill No. 205. An act fixing the time of holding the several Circuit Courts in the Third Judicial Circuit, prescribing the length of said terms, and repealing all laws inconsistent therewith.

By Mr. Niblack :

House bill No. 206. An act to amend section 5 of an act entitled "An act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and providing penalties for violating thereof," approved March 5, 1859.

By Mr. Niblack :

House bill No. 217. An act to empower Insurance Companies, not incorporated under the laws of this State, to transact business in this State through Agents, and prescribing the terms and modes thereof.

The House suspended the order of business, and took up a con-

current resolution of the Senate, in relation to geological reports of the State; and the following message of the Senate in relation thereto, was taken up.

MR. SPEAKER :

I am directed to inform the House that the Senate has passed the following concurrent resolution, in which the concurrence of the House is respectfully requested :

WHEREAS, There are a number of the reports of Mr. Owen's Geological Survey of the State of Indiana, now in the hands of the Secretary of State; therefore, be it

Resolved By the Senate, the House of Representatives concurring, that twenty copies be held by the Secretary of State for the use of Richard Owen, one hundred copies be deposited in the State Library, the balance to be distributed equally among the members of the Senate and House of Representatives.

The resolution was concurred in.

The Committee of thirteen on Compromise, raised by the resolution of Mr. Cason, asked further time in which to report, which was granted, and the committee instructed to report on Thursday next.

BILLS ON THEIR SECOND READING.

The following bills were read the second time.

House bill No. 150. An act providing for the election of officers therein named, connected with the States Prison North, regulating the time of holding, and the salaries of the same, and to repeal the tenth section of an act entitled an act to provide for the erection of a New Prison north of the national road, election of officers therefor, making appropriations, and for the regulations of the same, approved March 5, 1859.

Ordered to be engrossed.

House bill No. 151. An act authorizing the Board of Commissioners of the Sinking Fund to liquidate the debt of the Indiana State University to the Sinking Fund, incurred for the erection of the college building, by the transfer to said board of the liabilities,

or evidence of indebtedness existing against purchasers of lands granted by the United States to the State of Indiana for the use of said University, and sold by the trustees thereof, under an act of the General Assembly of Indiana, entitled an act for the relief of the Indiana University, approved March 2, 1859.

Referred to the Committee on Ways and Means. •

House bill No. 152. An act to signify the assent of the State of Indiana to the condition and provisions of an act of Congress, entitled an act donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and Mechanic Arts," approved July 2, 1862, and to express the States acceptance of said conditions and provisions, and for accepting the script offered by the act of Congress, and for its sale and investment in the State of Indiana bonds or stocks, for the endorsement of an Agricultural College.

Laid on the table and three hundred copies ordered to be printed for the use of the House.

House bill No. 153. An act to amend the third section of an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof, approved March 5, 1859.

Referred to the Committee on County and Township Business.

House bill No. 154. An act to provide for the opening of ditches, the changing of water courses and keeping the same open, and repealing all laws inconsistent herewith.

Referred to the Committee on Agriculture.

House bill No. 155. An act to provide for a committee to audit and allow claims against the State for services rendered by the officers and men of the Indiana Legion, and the militia organized under the proclamation of the Governor, dated September 5, 1862, in the defence of the Ohio river border of this State, and defining the powers and action of said committee.

Mr. Lamb offered the following amendment:

Amend the first section so as to make it read as follows:

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana*, That there shall be appointed a committee, consisting of three members of the House, and two members of the Senate, to be denominated an auditing committee, whose duty it shall be to meet at Indianapolis, on the 17th day of March, 1863, to examine and audit all claims which may be presented against the State of Indiana for military services rendered, subsistence furnished, or expenses incurred in defence of the Ohio river border counties of this State by the officers and men composing any part of the Indiana Legion, and the officers and men who composed the militia, and other military companies organized under the laws of the State, and who have been engaged in active military duty, defending the border since the commencement of the existing rebellion.

Amend the second section so that it shall read as follows :

SECTION 2. Said committee shall provide blank forms of pay rolls for military service, and the necessary forms for other claims, and furnish the same to company officers, and other claimants, when called upon for that purpose.

Amend the third section by striking out, in the second line of fourth page, the words "take proof of," and insert the word audit.

Strike out the fourth section and substitute the following :

SECTION 4. The captains, or other officers, who have commanded companies while in active duty, as on this act provided, shall make out triplicate pay rolls, giving therein the names of each officer and private of his company who have been on duty, and specifying the length of time each person has served, and the number of days each person has supplied himself with subsistence while on such duty, and shall append to said pay rolls his affidavit, stating that the members of his company served the number of days specified in said pay rolls, and where and what was the nature of the duties performed, which pay rolls shall be submitted to the Governor, and receive his approval before the same are submitted to said auditing committee; all claims for subsistence expenses, and other claims except for military services, shall be made out in triplicate accounts, according to the forms furnished by said auditing committee; and all claims audited and allowed by said committee under this act, and all similar claims not yet paid, which

have been audited and allowed by the auditing committee appointed under the act of the special session, approved May 31, 1861, shall be paid by the Treasurer of State, on the warrant of the Auditor of State, out of any funds not otherwise appropriated.

Amend section five by inserting in the second line of the section, after the word "such." the word "military."

The bill and amendments were referred to the Committee of Ways and Means.

House bill No. 156. An act to license and regulate the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof.

Referred to the Committee on Temperance.

House bill No. 157. An additional act to provide and regulate the toll and fare on the toll bridges across the Wabash river, and in particular with regard to the Covington Bridge, across said river, in the county of Fountain, and to prevent fraud and extortion by the keeper of said bridge, to instruct said committee to report it back with such amendments or alterations as are necessary to carry out the objects of the bill.

Referred to the Committee on Roads.

House bill No. 158. An act to regulate the fare and toll on the passenger trains running on any of the railroads of this State, and fixing penalty on any employee, ticket agent, or conductor of any train of cars.

Referred to the Committee on Corporations.

House bill No. 159. An act for the protection of sheep, and taxing the owners of dogs to pay the owners of sheep that may be destroyed by dogs.

Referred to the Committee on County and Township Business.

House bill No. 160. An act to amend an act entitled "an act to provide for the opening, vacating, and change of highways, approved June 17, 1852.

Referred to the Committee on Roads.

House bill No. 161. An act to amend the twenty-second sec-

tion of an act entitled an act concerning inclosures, trespassing animals, and partition fences, approved June 4, 1852.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 162. An act relative to certain officers of the sinking fund.

Mr. Griffith offered the following amendment: Amend so as to give the Superintendent of the Insane fifteen hundred dollars per annum.

The bill and amendment were referred to the Committee on Fees and Salaries.

House bill No. 163. An act to authorize the Board of County Commissioners to declare, when any incorporated town or towns fail to elect trustees for the term of two years preceding the incorporation thereof, dissolved, and prescribing the duties of the county auditor in such cases.

Referred to the Committee on Corporations.

House bill No. 164. An act to amend the 8th section of an act entitled "An act to amend the act entitled 'An act authorizing the construction of Plank, McAdamized, and Gravel roads, and to empower the same to make sale of a portion of their roads,'" approved Feb. 28, 1855.

Referred to the Committee on Roads.

House bill No. 165. An act to amend section one of an act entitled "An act to exempt property from sale in certain cases," approved Feb. 17, 1852.

Referred to the Committee on Claims.

House bill No. 166. An act supplemental to an act entitled "An act to provide for township elections," approved June 15, 1852.

Referred to the Committee on Elections.

House bill No. 167. An act to entitle special surgeons, who have been sent to battle fields and hospitals in cases of emergency, to draw pay for the time they were absent on such special duty.

Referred to a select committee of five.

House bill No. 168. An act to repeal an act entitled "An act to license dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, declaring unlicensed dogs nuisances, and declaring under what circumstances

they may be killed, and prescribing a punishment for killing licensed dogs, and to provide penalties for the violation of any provisions of said act by officers and others," approved March 11, 1861.

Referred to the Committee on County and Township Business.

The House adjourned until to-morrow at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
February 17, 1863. }

The House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Hanna :

A petition in reference to employing German teachers in common schools.

Referred to the Committee on Education.

By Mr. Shoaff of Allen :

A memorial in relation to the collection of debts.

Referred to the Committee on the Judiciary.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howk, chairman of the Judiciary Committee :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred House bill No. 147, entitled "An act to amend an act entitled 'An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases in this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without

distinction between law and equity,'” approved June 18, 1852, to respectfully report that they have duly considered the same, and they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was recommitted House bill No. 116, entitled “An act to amend the 7th section of an act entitled ‘An act to provide for the election of a reporter, and a speedy publication of the decisions of the Supreme Court, and for the compensation of such reporter, approved Feb. 5, 1852,’” with instructions to inquire what will be the probable additional cost, per volume, for the publication of the reports of the Supreme Court, arising from the advance of paper and printing materials, to respectfully report that they have duly considered the same, and they recommend that said bill be amended by inserting immediately after the word “reports,” in next to the last line, on the seventh page of said bill, the following words, to-wit: “but these rates shall not apply and embrace the volumes prior to the 17th volume of said reports, but the price therefor shall remain the same as fixed by law at the time of their publication,” and, when so amended, they would recommend the passage thereof.

They would further report that, upon inquiry, they have arrived at the conclusion that the proper increase of compensation to such reporter, is not as great as the additional cost of publication of said reports will be, arising from the advance in paper and printing material.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Packard, from the same committee :

MR. SPEAKER :

I am directed by the Committee on the Judiciary, to whom was referred Senate bill No. 33, entitled “A bill prescribing the form of deed that may be used by sheriffs and coroners,” to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient.

They therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Kilgore, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 70, entitled "An act to amend section six of an act regulating the granting of divorces, nullification of marriages, and decrees and orders of court incident thereto," approved May 13, 1852; to respectfully report that they have duly considered the same, and they are of the opinion that further legislation on the subject is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 134, entitled "An act to legalize sales of real estate, heretofore made by administrators and guardians, and the proceedings of the courts in relation thereto," to respectfully report that they have duly considered the same, and they are of the opinion that further legislation on the subject is inexpedient; they therefore recommend that said bill lie on the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 27, entitled "An act providing for calling in special sessions of Boards of County Commissioners," to respectfully report that they have had the same under consideration, and they herewith return said bill to the House, and they recommend the passage thereof.

The report was concurred in, and the bill read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lamb,	Pettibone,
Abbett,	Hardin of Perry,	Lasselle,	Puett,

Baker,	Hershey,	Lee,	Richardson,
Beyerle,	Hetfield,	Leeds,	Rippey,
Blocher,	Higgins,	Lemmon of H.,	Roberts,
Brogan,	Holcomb,	Lemmon of S.,	Robinson,
Brown,	Hon,	Marshall,	Roe,
Budd,	Hostetter,	Mason,	Shaffer,
Burton,	Howard,	McCaughey,	Shoaff of Allen,
Chambers,	Howell,	Miller,	Shoaff of Jay,
Collins,	Howk,	Moorman,	Spencer,
Cook,	Humphreys,	Morgan,	Stone,
Davis,	Hutchings,	Mustard,	Tarkington,
De Bruler,	James,	Newman,	Van Buskirk,
Donaldson,	Johnson,	Niblack,	Veach,
Ferris,	Jones,	Noyes,	Waterman,
Forrester,	Kemp of Dubois,	O'Brien of M.,	Williams,
Garvin,	Kemp of Vigo,	Osborne,	Wolfe,
Given,	Kendrick,	Packard,	Woodruff,
Griffith,	Kilgore,	Pendleton,	Woollen, and
Hall,	Lake,	Perry,	Mr. Speaker—83.
Hanna,			

Those who voted in the negative were—

Messrs. Gregg and Priest—2.

So the bill passed.

By Mr. Lake, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 142, entitled " An act to amend the 656th and 661st sections of an act entitled ' An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,' approved June 18, 1852, to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Burton, from the same committee :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 30, entitled "An act to amend the second section of an act entitled 'An act in relation to witnesses, and to repeal section 238 of article thirteen of the act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,"" approved June 18, 1852, "and to repeal all laws inconsistent therewith, and providing when the act shall take effect and be in force;" to respectfully report that they have duly considered the same, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill was ordered to be engrossed.

By Mr. Lake, from the same committee:

MR. SPEAKER:

I am directed by the Committee on the Judiciary, to whom was referred a resolution instructing them to inquire into the expediency of further postponing the collection of mortgages to the Sinking Fund, to return the same to this House, and they recommend that the same be referred to the Committee on the Trust Funds.

The report was concurred in.

By Mr. Lasselle, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred a resolution directing them to inquire whether under existing laws, the marriage of a female ward to a person of full age discharges the guardian from the control of her personal property; to respectfully report that they have considered the same, and they are of the opinion that under existing laws, the marriage of a female ward as aforesaid does discharge the guardian from the control of her personal property.

Mr. Morgan moved to recommit the bill to the Committee on the Judiciary, with instructions to further inquire and report.

Not agreed to.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 99, entitled "An act to re-enact the 238th section of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil actions in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, and to repeal an act entitled "An act in relation to witnesses," and to repeal section 238 of article 13 of the act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852, and to repeal all laws inconsistent therewith, and providing when the act shall take effect, and be in force ;"

To respectfully report that they have duly considered the same and there being another bill pending before this House, embracing the same subject-matter, they recommend that said bill lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 101, entitled "An act to amend an act entitled an act providing that no Justice shall hear or determine any State prosecution for an assault and battery, or assault, unless the injured party be present, or being summoned, refuse to attend, or when the summons for him is returned 'not found;' and that no trial shall be had in cases of affray, unless a witness thereof be present and testify upon such trial, or being summoned, refuses to attend," approved February 7, 1855 ;

To respectfully report that they have had the same under consideration, and they are of the opinion that further legislation on the subject is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Howk, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 130, entitled "An act to give additional powers in civil and criminal actions to the Judges of the Circuit and Common Pleas Courts during vacation ;"

To respectfully report that they have had the same under consideration, and they respectfully recommend that the first section of said bill be amended by inserting immediately after the word "power," in the fifth line of said section, the following words, to-wit: "Upon the same terms and conditions as the Circuit and Common Pleas Courts now have in term time." And, also, by adding to said section the following words: "In all cases specified in this section, the proper Judge shall make such order in regard to costs as shall be right;" and they would recommend that the second section of said bill be stricken out, and when said bill is so amended, they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 130, entitled "An act to give additional powers in civil and criminal actions to the Judges of the Circuit and Common Pleas Courts, during vacation ;"

To respectfully report that they have had the same under consideration, and they recommend that the first section of said bill be amended by inserting immediately after the word "power," in the fifth line of said section, the following words to-wit: "Upon the same terms and conditions as the Circuit and Common Pleas Courts now have in term time," and by also adding to said section the following words: "In all cases specified in this section, the proper Judge shall make such order in regard to costs as shall be

right," and they would recommend that the second section of said bill be stricken out, and when said bill is so amended, they recommend the passage thereof.

The report was concurred in, and the bill, as amended, ordered to be engrossed.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 102, entitled "An act fixing an equivalent exemption from military duty, on account of conscientious scruples, and providing for the collection of the same,"

To respectfully report that they have had the same under consideration, and they recommend that the first section of said bill be amended by striking out the word "three," where it occurs in the last line of said section, and inserting the word "two," and that the second section of said bill be amended by striking out all that occurs before the word "all," in the fourth line of said section, and when so amended, they recommend the passage thereof.

The report was concurred in, and the bill, as amended, ordered to be engrossed.

By Mr. Holcomb, from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred the petition of Benjamin Fulgham, and others, asking the passage of a law providing for the education of the children of negroes and mulattos," have had the same under consideration, and have directed me to report it back to the House, and recommend that it lie upon the table, as, in the opinion of the Committee, legislation on that subject is impracticable.

The report was concurred in.

By Mr. Humphreys, from the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred a resolution of the House inquiring into the expediency of reducing the fees of clerks and auditors of the several counties, have had

the same under consideration, and have instructed me to report the same back to this House, and recommend that it be laid upon the table, as they deem further legislation on the subject inexpedient.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House resolution, introduced by Mr. Rippey, inquiring what legislation is necessary to enable county recorders to demand their fees in advance, have had the same under consideration, and have instructed me to report the same back to this House, and recommend that the same be laid upon the table, a bill having passed this House embracing the same subject.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House resolution, introduced by Mr. Donaldson, inquiring into the expediency of requiring clerks of the several counties to perform certain duties in regard to pensions, &c., for one half the usual fee allowed in other cases of a similar nature, have had the same under consideration, and have directed me to report the same back to this House, and recommend that it be laid upon the table, as they deem further legislation on the subject inexpedient.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred Senate bill No. 19, introduced by Mr. Fuller, providing that the value of United States stamps, used on deeds of conveyance by sheriffs, and on other written instruments, be taxed and collected with other costs in the case, have had the same under consideration, and have instructed me to report the same back to this House, and recommend that the same be laid upon the table, a similar bill having been passed by this House.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House bill No. 143, entitled "An act to authorize county auditors to issue fee bills in certain cases therein named," have had the same under consideration, and have instructed me to report the same back to this House and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Higgins, from the same committee :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House bill No. 32, entitled an act to amend an act entitled an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the measure on which they shall exercise the same, and to regulate such other matters as properly pertain thereto, approved March 9, 1857, have had the same under consideration, and direct me to report it back to the House with the following amendment, and, when so amended, the said committee recommend its passage.

Amend by adding the following to the first section of the bill :

"Unless a majority of all the electors of any such city, at a meeting specially called for that purpose, of which three weeks public notice shall be given in a newspaper published in such city, shall otherwise determine."

The report was concurred in and, the bill, as amended, ordered to be engrossed.

By Mr. Miller, from the Committee on County and Township Business :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 122, providing that no civil township in any county of this State, shall hereafter be laid off in such manner as to divide any Congressional township, have considered the same, and being of the opinion that such legislation is inexpedient,

have instructed me to report said bill back to this House, and recommend that it lie on the table.

The report was concurred in.

By Mr. Van Buskirk, from the Committee on Temperance :

MR. SPEAKER :

A majority of the Committee on Temperance, to whom was referred House bill No. 118, entitled an act to amend the 12th section of an act entitled "An act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof," have had the same under consideration, and direct me to report the same back, and recommend its passage.

Mr. Griffith, from the same, presented the following minority report :

The undersigned, from the Committee on Temperance, to whom was referred House bill No. 118, an act entitled "an act to amend the twelfth section of an act entitled an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors," &c., having had the same under consideration, would respectfully recommend the following amendment to said bill :

Strike out the latter part of said section which reads as follows: Shall be deemed guilty of a felony, and upon conviction thereof shall be imprisoned in the State Prison for any period not less than two years nor more than five years; and insert: Shall be fined in any sum not less than fifty dollars nor more than five hundred dollars, and shall be imprisoned in the county jail not less than ten nor more than ninety days.

Mr. Niblack moved that the bill and reports be recommitted to the Committee on Temperance.

Agreed to.

By Mr. Garvin, from the Committee on Corporations:

MR. SPEAKER :

The Committee on Corporations, to whom was referred House bill No. 94, entitled "a bill to authorize railroad companies incor-

porated by other States, and with their terminus at the boundary line of the State of Indiana, to acquire the right of way and to extend their roads so far as to make connections with railroads in the State of Indiana, and also to acquire and hold the necessary real estate for side tracks, switches, depot buildings, machine shops, and stock yards, have had the same under consideration, and have directed me to report the bill back to this House and recommend its passage with the following amendments, viz: Strike out the title and the first and second sections of said bill, and in lieu thereof insert the following: "An act to enable railroad companies incorporated by other States, with their terminus at the boundary line of this State, to acquire the right of way, and make connections in this State, and also to acquire the necessary grounds for depots and other buildings, and for machine shops, stock yards, tracks, crossings, and sidings, within this State.

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana,* That railroad companies incorporated by special charter under the laws of the States of either Ohio or Illinois, or under any general law of either State, with their terminus at the boundary of either State, may continue their roads into this State so far as may be necessary to form a connection with any road already built in this State, and may for such purpose purchase and hold such real estate as is necessary for depot buildings, machine shops, stock yards, tracks, crossings, and sidings.

SEC. 2. *Be it further enacted,* That whenever railroads, chartered by the joint action of the Legislatures of Illinois and Indiana, or Ohio and Indiana, or whenever separate charters have been granted by each State, and a railroad has been built under separate company organizations, and operate through one or more of said States, and when the line dividing the State of Indiana from either of said States is a water course which has been bridged at the joint expense of two of such separate railroad company organizations, the company desiring to extend its line into this State shall have the right to maintain and use such bridge, so far as may be convenient and necessary, and so as not to interfere with the necessary joint use thereof by the companies owning the same in the transaction of their ordinary joint business, and may extend their track upon and across such joint bridge from the Indiana shore of said stream so far into the State of Indiana as may be necessary to form a perfect connection with other roads by means

of tracks, side tracks, crossings, and sidings, and so far as may be necessary for the accommodation of the business of such corporation, it may procure grounds and erect depot buildings, machine shops, and such other buildings within this State; *Provided, That* the distance from the State line to such connection or crossing as is proposed, shall not exceed three miles.

The report was concurred in, and the bill read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hardin, of W.,	Lee,	Pettibone,
Abbett,	Hardin of Perry,	Lemmon of H.,	Priest,
Abdill,	Hershey,	Lemmon of S.,	Puett,
Beyerle,	Hetfield,	Marshall,	Richardson,
Blocher,	Higgins,	Mason,	Rippey,
Brogan,	Holcomb,	McCaughey,	Roberts,
Budd,	Hon,	Miller,	Robinson,
Burton,	Howard,	Milroy,	Roe,
Cason,	Howell,	Moorman,	Shaffer,
Chambers,	Howk,	Morgan,	Shoaff of Allen,
Collins,	Humphreys,	Mustard,	Shoaff of Jay,
Cook,	Hutchings,	Mutz,	Spencer,
Davis,	James,	Newman,	Stone,
DeBruler,	Johnson,	Niblack,	Tarkington,
Donaldson,	Jones,	Noyes,	Van Buskirk,
Forrester,	Kemp of Dubois,	O'Brien of H.,	Veach,
Garvin,	Kemp of Vigo,	O'Brien of M.,	Waterman,
Given,	Kendrick,	Osborne,	Williams,
Gregory,	Kilgore,	Packard,	Wolfe,
Griffith,	Lamb,	Pendleton,	Woodruff, and
Hall,	Lasselle,	Perry,	Mr. Speaker—84.
Hanna,			

Mr. Leeds voting in the negative.

So the bill passed.

By the same:

MR. SPEAKER:

The Committee on Corporations, to whom was referred House

bill No. 149, "An act supplemental to an act entitled an act for the incorporation of mining and manufacturing companies, and companies for mechanical, chemical and building purposes, approved May 20, 152, and to repeal the 11th and 14th sections of said act," have had the same under consideration, and have directed me to report the same back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on Corporations, to whom was referred Senate bill No. 93, "A bill to extend the time for the completion of railroads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time this act shall take effect," have had the same under consideration, and would recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on Corporations, to whom was referred "the memorial of the Indianapolis and Westfield Gravel Road Company," have had the same under consideration, and have directed me to report that further legislation on the subject of the memorial is inexpedient, and recommend that it lie on the table.

The report was concurred in.

By Mr. Miller, from a select committee :

MR. SPEAKER :

I am instructed by the select committee, to whom was referred Senate bill No. 16, "An act prescribing the forms of conveyances of real estate that may be used by Executors, Administrators, Guardians, Trustees and Commissioners, and repealing the 547th section of the practice act ;"

To report that they have had the same under consideration, and direct me to return it to this House and recommend its passage.

The report was concurred in and the bill read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Leeds,	Pettibone,
Abdill,	Hershey,	Lemmon of H.,	Priest,
Beyerle,	Hetfield,	Lemmon of S.,	Puett,
Blocher,	Higgins,	Marshall,	Richardson,
Brogan,	Holcomb,	Mason,	Rippey,
Budd,	Hon,	McCaughey,	Roberts,
Burton,	Hostetter,	Miller,	Robinson,
Cason,	Howard,	Milroy,	Roe,
Chambers,	Howell,	Moorman,	Shaffer,
Collins,	Howk,	Morgan,	Shoaff of Allen,
Davis,	Humphreys,	Mustard,	Shoaff of Jay,
DeBruler,	Hutchings,	Mutz,	Spencer,
Donaldson,	James,	Newman,	Stone,
Forrester,	Jones,	Niblack,	Tarkington,
Garvin,	Kemp of Dubois,	Noyes,	Van Buskirk,
Given,	Kemp of Vigo,	O'Brien of H.,	Veach,
Gregory,	Kendrick,	O'Brien of M.,	Waterman,
Griffith,	Kilgore,	Osborn,	Williams,
Hall,	Lamb,	Packard,	Wolfe,
Hanna,	Lasselle,	Pendleton,	Woodruff, and
Harden of W.,	Lee,	Perry,	Mr. Speaker—83.

None voting in the negative.

So the bill passed.

The Speaker announced the following select committee, on House bill No. 167, in accordance with a vote of the House on yesterday, viz: Messrs. Leeds, Beyerle, Johnson, Pendleton, and Roberts.

The resolution of Mr. Roberts, of yesterday, was taken up.

Mr. Wolfe moved to amend by striking out "on Friday night."
Agreed to.

Mr. Niblack moved to amend by providing for a night session on Tuesday night, and that the House meet at 1½ o'clock, P. M.
Agreed to.

Mr. Higgins moved that the resolution and amendment lie on the table.

On which question,

Messrs. Higgins and Donaldson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hershey,	Milroy,	Robinson,
Budd,	Higgins,	Moorman,	Roe,
Cason,	Hutchings,	Mustard,	Spencer,
Chambers,	James,	Newman,	Stone,
Davis,	Jones,	Noyes,	Van Buskirk, and
Gregory,	Kendrick,	Perry,	Woodruff—27.
Griffith,	Leeds,	Priest,	

Those who voted in the negative were—

Messrs.	Hanna,	Lasselle,	Pendleton,
Abbett,	Harden of W.,	Lee,	Pettibone,
Abdill,	Hardin of P.,	Lemmon of H.,	Richardson,
Beyerle,	Hetfield,	Lemmon of S.,	Rippey,
Blocher,	Holecomb,	Marshall,	Roberts,
Brogan,	Hon,	Mason,	Shaffer,
Burton,	Hostetter,	McCaughy,	Shoaff of Allen,
Collins,	Howard,	Milroy,	Shoaff of Jay,
Cook,	Howell,	Mutz,	Tarkington,
De Bruler,	Howk,	Niblack,	Veach,
Donaldson,	Humphreys,	O'Brien of H.,	Waterman,
Forrester,	Kemp of Dubois,	O'Brien of M.,	Williams,
Garvin,	Kemp of Vigo,	Osborne,	Wolfe, and
Given,	Kilgore,	Paekard,	Mr. Speaker—57.
Hall,	Lamb,		

So the resolution did not lie on the table.

Mr. Lamb moved to amend by inserting, in the proper place, "during the last two weeks of the session."

Mr. Lasselle in the chair.

Mr. Buskirk moved to amend by striking out "Tuesday and Wednesday," and inserting "Monday and Thursday," and that the first evening session be held next Thursday evening.

Agreed to.

The resolution, as amended, was adopted.

Mr. Moorman moved to reconsider the vote of yesterday by which the resolution of Mr. Priest, offered on Friday last, relative to restricting the speeches of members to ten minutes, was laid on the table.

Mr. Brown moved that the motion to reconsider lie on the table.
Agreed to.

The House took up the resolution of Mr. Shoaff of Jay, offered February 4th, relative to leave of absence for members.

Mr. Hon moved that the resolution lie on the table.
Agreed to.

The House took up the resolution of Mr. Milroy, restricting the speeches of members to fifteen minutes.

On motion of Mr. Brown, the resolution was laid on the table.

Mr. Brown moved to reconsider the vote, laying the resolution on the table, and that his motion to reconsider also lie on the table.
The motion to reconsider was laid on the table.

RESOLUTIONS OF THE HOUSE.

By Mr. Roberts:

Resolved, That the doorkeeper be directed to procure a National flag, and cause the same to be placed on the dome of this Capitol at 2 o'clock, P. M., on the twenty-third day of February, and that it remain there during the sitting of this General Assembly.

Resolved, That Col. Carrington be respectfully requested to be in attendance on the occasion of the hoisting of said flag, with the various artillery companies now in camp near this city, and that they fire 100 guns in honor of the Union of the States.

Adopted.

By Mr. Newman:

WHEREAS, Believing that by proper attention and cultivation, the chinese sugar cane would become one of the most important and valuable products in the West; therefore,

Resolved, That the Committee on Manufactures and Commerce be instructed to inquire into the expediency of enacting a law to encourage the culture of chinese sugar cane in the State, and to ascertain whether any legislation is expedient or practicable for promoting the manufacture of the same into molasses, sugar, vinegar, or any of the syrups, and report by bill or otherwise.

Adopted.

By Mr. Gregory :

Be it resolved, By the General Assembly of the State of Indiana that the present Commissioners of the Sinking Fund of this State be instructed to distribute to the several Counties of this State, all the monies on hand, or that which may hereafter accumulate of the said Sinking Fund, which is due the several counties under the first section of the act of the legislation on that subject, of chapter 161 of the revised statutes of 1852.

The resolution was referred to the Committee of Ways and Means.

Mr. Packard moved to take from the table a communication from the President of the Board of Benevolent Institutions.

Agreed to.

The communication was referred to the Committee on Benevolent Institutions.

By consent of the House the following bills were introduced;

By Mr. Niblack :

House bill No. 208. An act limiting actions on forfeited recognisances.

The bill was read and passed to a second reading.

By Mr. Miller:

House bill No. 209. An act entitling attorneys to liens on judgments for their services.

The bill was read, and passed to a second reading.

By Mr. Kendrick :

House bill No. 210. An act supplemental to an act entitled "An

act to provide for a general system of Common Schools, the officers thereof, and their respective powers and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

The bill was read, and passed to a second reading.

Mr. Mason moved to take from the table his resolution relative to the distribution of arms.

Not agreed to.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

The order of business was suspended and the following bills were introduced, read the first time and passed to a second reading.

By Mr. Hawk:

House bill No. 211. An act electing to the United States of America, jurisdiction over certain lands and their appurtenances in the county of Floyd, and exempting the same from taxation.

By Mr. Spencer:

House bill No. 212. A bill to authorize and empower the School Corporations of any incorporate town or city in the State of Indiana, to borrow money for the purchase of grounds upon which to construct School Houses, and for the construction of School Houses on the same, and to authorize and empower such School Corporations to issue bonds for such borrowed money, and providing a special tax for the payment of such bonds and the interest thereon.

By Mr. Blocher:

House bill No. 213. An act to amend the 45th section of an

act entitled "An act to provide for the opening, vacating, and change of highways," approved June 17, 1852.

By Mr. Newman :

House bill No. 214. An act to amend the third section of an act entitled "An act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prevent the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for violation thereof," approved March 5, 1859.

By Mr. Hall :

House bill No. 215. An act to establish an Agricultural College, to teach such branches of learning as are related to Agriculture and the Mechanic Arts, military tactics, Normal school instruction, and such other scientific and classical studies as the General Assembly, or the Board of Trustees of said College may direct; and to appropriate revenues for its endowment, support, and maintenance, and to provide a Board of Trustees for its management.

By Mr. Rippey :

House bill No. 216. An act to amend the 129th section of an act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in criminal actions, in the courts of this State, approved June 17, 1852.

By Mr. Woodruff :

House bill No. 217. An act to repeal the 57th section of an act entitled an act defining felonies, and prescribing punishment therefor, approved June 10, 1852.

By Mr. Waterman :

House bill No. 218. An act to provide for the collection of the Surplus Revenue Fund on loan at the State Treasury, and for the payment of the same over to the counties to which it belongs.

By Mr. Gregory :

House bill No. 219. An act to protect farmers, and those en-

gaged in stock raising, from the unlawful conduct of sportsmen and those engaged in hunting game on lands, farms, and pastures, without the owners consent.

By Mr. Cook:

House bill No. 220. An act to enforce the 13th article of the State Constitution, providing the duties of certain officers thereabout, and compensation therefor.

Mr. Humphreys, by consent of the House, made the following report:

MR. SPEAKER:

The Committee on Fees and Salaries, to whom was referred a memorial from R. D. Brown, former State Librarian, in regard to the salary of said Librarian, have duly considered the same, and have instructed me to report the same back to this House, and recommend that it be referred to the Committee on Ways and Means.

The report was concurred in.

By Mr. Hanna:

House bill No. 221. A bill providing for the organization of the Indiana militia, for a military tax, and for other matters properly connected with the militia of the State.

Mr. Hanna moved that the constitutional provision be suspended, and the bill read the second time now.

Mr. Cason moved to lay the motion to suspend the rule on the table.

On which latter motion,

Messrs. Cason and Anderson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Forrester,	Kendrick,	Noyes,
Abdill,	Gregory,	Kilgore,	O'Brien of H.
Anderson,	Griffith,	Lamb,	Pettibone,
Baker,	Hershey,	Leeds,	Robinson,
Beyerle,	Higgins,	Marshall,	Roe,

Branham,	Hostetter,	Moorman,	Stone,
Budd,	Hutchings,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk and
Chambers,	Johnson,	Newman,	Woodruff—37.
Davis,	Jones,		

Those who voted in the negative were—

Messrs.	Harden of W.,	Lee,	Puett,
Abbett,	Hardin of Perry,	Lemmon of H.,	Richardson,
Bird,	Harney,	Lemmon of S.,	Riphey,
Blocher,	Hetfield,	Mason,	Roberts,
Brogan,	Holcomb,	McCaughey,	Shaffer,
Brown,	Hon,	Miller,	Shoaff of Allen,
Burton,	Howard,	Milroy,	Shoaff of Jay,
Collins,	Howell,	Mutz,	Spencer,
Cook,	Howk,	Niblack,	Veach,
Donaldson,	Humphreys,	O'Brien of M.,	Waterman,
Garvin,	Kemp of Dubois,	Osborne,	Williams,
Given,	Kemp of Vigo,	Packard,	Wolfe, and
Hall,	Lake,	Pendleton,	Mr. Speaker—53.
Hanna,	Lasselle,		

So the motion was not laid on the table.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Leeds,	Puett,
Abbett,	Harney,	Lemmon of H.,	Richardson,
Bird,	Hetfield,	Lemmon of S.,	Riphey,
Blocher,	Holcomb,	Mason,	Roberts,
Brogan,	Hon,	McCaughey,	Shaffer,
Burton,	Howard,	Miller,	Shoaff of Allen,
Collins,	Howell,	Milroy,	Shoaff of Jay,
Cook,	Howk,	Mutz,	Spencer,
Donaldson,	Humphreys,	Niblack,	Veach,
Garvin,	Kemp of Dubois,	O'Brien of M.,	Waterman,
Given,	Kemp of Vigo,	Osborne,	Williams,
Hall,	Lake,	Packard,	Wolfe, and
Hanna,	Lassellé,	Pendleton,	Mr. Speaker—52.
Harden of W.,	Lee,		

Those who voted in the negative were—

Messrs.	Forrester,	Kendrick,	Noyes,
Abdill,	Gregory,	Kilgore,	O'Brien of H.,
Anderson,	Griffith,	Lamb,	Pettibone,
Baker,	Hershey	Leeds,	Robinson,
Beyerle,	Higgins,	Marshall,	Roe,
Branham,	Hostetter,	Moorman,	Stone,
Budd,	Hutchings,	Morgan,	Tarkington,
Cason,	James,	Mustard,	Van Buskirk and
Chambers,	Johnson,	Newman,	Woodruff—37.
Davis,	Jones,		

So the rule was not suspended.

The bill was passed to a second reading.

By Mr. Lasselle :

House bill No. 222. An act to furnish sheriffs or other ministerial officers who having gone out of office, or shall hereafter go out of office, shall fail to return executors or other final process in their hands.

By Mr. Waterman :

House bill No. 223. An act to provide for the holding of terms, or days, or parts of terms of the several circuit and common pleas courts in this State, in cases where the judges thereof fail to attend and hold said courts, and to provide for the payment of the persons appointed to hold such courts in such cases, and repealing all laws and parts of laws coming in conflict with this act.

By Mr. Lasselle :

House bill No. 224. An act to amend section fifty-two of an act entitled "an act to authorize and regulate the business of general banking," passed the House and Senate of the General Assembly, the Governor's objection notwithstanding, on the 3d day of March, 1855.

By Mr. Howk :

House bill No. 225. An act providing for the reduction of the
H. J.—31

par value of the shares of the capital stock of private corporations of this State.

BILLS ON THEIR SECOND READING.

The following bills were read the second time :

House bill No. 169. An act prohibiting any person from entering upon the lands of another, without the consent of the owner or occupant, and fixing the punishment for a violation of the provisions of said act.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 170. An act to amend the first section of an act entitled "an act to amend the fourth section of an act entitled 'an act to fix the times of holding the common pleas courts in the several counties of this State, the duration of the terms thereof, and making all process from the present common pleas courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith,' approved March 5, 1859, and providing for the return of process, to the terms fixed by this act, and declaring when this act shall take effect," approved March 11, 1861, and providing for the return of process to the term fixed by this act, and declaring when this act shall take effect.

Ordered to be engrossed.

House bill No. 171. An act to amend section two of an act entitled "an act in relation to county auditors,' approved May 31, 1852, and increasing the amount of the penalty of the bonds of county auditors."

Referred to the Committee on County and Township Business.

The order of business was suspended and Mr. Harney presented a petition asking that the temperance law be amended.

Referred to the Committee on Temperance.

Mr. Priest offered the following resolution :

Resolved, That a committee of five be appointed, whose duty it shall be to make all necessary arrangements for the raising of the national flag to the dome of the capitol on the 23d instant, and

invite orators to be present on that occasion, and address the people.

Adopted.

The Speaker appointed Messrs. Priest, Tarkington, Packard, Van Buskirk, and Roberts said committee.

Mr. Shoaff of Allen made the following report from the Committee on County and Township Business :

MR. SPEAKER :

A majority of the Committee on County and Township business, to whom was referred House bill No. 63, entitled "An act providing for the taxing of dogs, and for the payment of damages sustained in the maiming or killing of sheep by dogs, and providing penalties for the violation of any of the provisions of said act by officers and others; and, also, repealing an act to license dogs, approved March 11, 1861, with a proposed amendment thereto," would respectfully report that they have had the same under consideration, and now report the same back with several amendments, upon the adoption of which, they respectfully recommend its passage :

1st. Amend by striking out the words "Township Treasurer," wherever they occur, and insert "Township Trustee."

2d. Strike out the words "to the Township Treasurer," at the close of the third section.

3d. Strike out the words "cause and order to be drawn for the same upon the Township Treasurer, who shall," in the seventh and eighth lines of section 5.

4th. Strike out the word "Treasurer," in the second line of the sixth section.

The bill, report and amendments were referred to the Committee on the Judiciary.

On motion, the House took up

House bill No. 109. "An act for the relief of borrowers of the Sinking Fund, and to amend section 1 of an act for the relief of borrowers of the Sinking Fund," approved March 9, 1861 ;

Which was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lamb,	Pendleton,
Abbett,	Hanna,	Lasselle,	Perry,
Abdill,	Harden of W.,	Lee,	Pettibone,
Beyerle,	Hardin of Perry,	Leeds,	Priest,
Bird,	Hershey,	Lemmon of H.,	Puett,
Blocher,	Hetfield,	Lemmon of S.,	Richardson,
Branham,	Higgins,	Marshall,	Rippey,
Brogan,	Holcomb,	Mason,	Robinson,
Budd,	Hon,	McCaughey,	Roe,
Burton,	Hostetter,	Miller,	Shaffer,
Cason,	Howard,	Milroy,	Shoaff of Allen,
Chambers,	Howell,	Moorman,	Spencer,
Collins,	Howk,	Morgan,	Stone,
Cook,	Humphreys,	Mustard,	Tarkington,
Davis,	Hutchings,	Mutz,	Van Buskirk,
DeBruler,	Johnson,	Newman,	Veach,
Donaldson,	Jones,	Niblack,	Waterman
Ferris,	Kemp of Dubois,	Noyes,	Williams,
Forrester,	Kemp of Vigo,	O'Brien of H.,	Wolfe,
Garvin,	Kendrick,	O'Brien of M.,	Woodruff, and
Given,	Kilgore,	Osborne,	Mr. Speaker—87.
Gregory,	Lake,	Packard,	

Mr. Anderson voting in the negative.

So the bill passed.

Mr. Miller moved to amend the title by striking out "An act entitled," where it first occurs.

Adopted.

House bill No. 172. An act to provide for the regulation of fare charged by railroad corporations, or companies, for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 173. A bill to amend sections 152, 173, 199 and 578 of chap 1 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the

courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Referred to the Committee on the Judiciary.

House bill No. 174. An act to amend section 1st of an act entitled "An act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases," approved June 9, 1852.

Referred to the Committee on County and Township Business.

House bill No. 175. An act to amend sections 78 and 84 of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and to establish Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Referred to the Committee on the Judiciary.

House bill No. 176. An act to authorize Constables to administer all oaths necessary in the discharge of their official duties.

Referred to the Committee on County and Township Business.

House bill No. 177. "An act supplemental to an act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith," approved June 4, 1861.

Referred to the Committee on the Judiciary.

House bill No. 178. An act regulating section nine of an act entitled "An act defining certain felonies and misdemeanors, and prescribing punishment therefor, and providing for certain evidence on the part of the State," approved February 22, 1861.

Referred to the Committee of Ways and Means.

House bill No. 179. An act amending the providing clause of section thirty-two, and repealing the first providing clause of section thirty-three of an act entitled "An act regulating the fees of officers, and repealing former acts in relation thereto," approved March 2, 1855.

Referred to the Committee on the Judiciary.

House bill No. 180. An act to amend an act entitled "An act to amend section 467 of an act entitled 'An act to revise, simplify and abridge the rules, practice, pleadings, and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,'" approved June 18, 1852; approved February 2, 1855.

Ordered to be engrossed.

House bill No. 181. An act to amend the 122d section of an act entitled an act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases, approved June 9, 1852.

Referred to the Committee on the Judiciary.

House bill No. 182. An act to amend sections Nos. 12, 13, 25, 27, 32, 33, 43, 97, 107, 125, 156, 162, and to repeal section No. 137 of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith.

Referred to the Committee on Education.

House bill No. 183. An authorizing County Commissioners to prevent the running at large of hogs under certain restrictions, and prescribing penalties therefor.

Referred to the Committee on County and Township Business.

House bill No. 184. A bill amending section second of an act entitled "An act to regulate the sale of the Swamp Lands donated by the United States to the State of Indiana, and to provide for the draining and reclaiming thereof, in accordance with the condition of said grant," approved May 9, 1852.

Referred to the Committee on Swamp Lands.

House bill No. 185. An act to amend section eight of an act entitled an act authorizing the construction of plank, McAdamized and gravel roads, approved May 12, 1852.

Referred to the Committee on Roads.

House Bill No. 186. An act to amend section one of an act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers, approved March 9, 1852.

Referred to the Committee on the Judiciary.

House bill No. 189. An act for the relief of Samuel H. Patterson, late lessee of the Indiana State Prison.

Ordered to be engrossed.

House bill No. 190. An act to amend an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Referred to the Committee on Education.

The House adjourned until to-morrow, at 9 o'clock, A. M.

WEDNESDAY, 9 o'clock, A. M. }
February 18, 1863. }

House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Bird:

A petition of Ann Vizard, praying that the act of 1861 may be declared retrospective in regard to inheritance of certain lands, and to release the title of the State therein.

Referred to a select committee of five.

By Mr. Shoaff of Allen:

A remonstrance from the citizens of Allen county against any changes in the collection laws.

Referred to the Committee on the Judiciary.

By Mr. Hardin of Perry :

A Petition asking the release of certain lands from taxation for school purposes.

Referred to the Committee on Education.

By Mr. O'Brien of Martin :

A petition from citizens of the town of Memphis, praying a change of name of the town of Memphis.

Referred to the Committee on County and Township Business.

REPORTS FROM STANDING COMMITTEES.

By Mr. Branham, from the Committee of Ways and Means :

MR. SPEAKER :

The Committee of Ways and Means, in compliance with the provisions of the 5th section of the act of the 4th of May, 1861, authorizing the Governor of this State to issue two millions of bonds for the public defense, and to repel invasion, beg leave to report that on the 22d of January, 1863, in conjunction with the Finance Committee of the Senate, they carefully examined, counted, burned and destroyed, at the office of the Auditor of State, in this city, the six per cent war loan bonds described in the following list, and redeemed during the last two years, amounting, in the aggregate, to the sum of \$744,500, viz:

Numbers.	No. of bonds destroyed.	Amount of Each.	Total Amount.
Nos. 138 to 187.....	50.....	\$1,000.....	\$50,000
Nos. 338 to 437.....	100.....	1,000.....	100,000
Nos. 188 to 237.....	50.....	1,000.....	50,000
Nos. 438 to 547.....	110.....	1,000.....	110,000
Nos. 238 to 287.....	50.....	1,000.....	50,000
Nos. 703 to 708.....	6.....	1,000.....	6,000
Nos. 288 to 312.....	25.....	1,000.....	25,000
Nos. 126 to 137.....	12.....	1,000.....	12,000
Nos. 851 to 856.....	6.....	1,000.....	6,000
Nos. 601 to 630.....	30.....	1,000.....	30,000
Nos. 636 to 640.....	5.....	1,000.....	5,000
No. 631.....	1.....	1,000.....	1,000
Nos. 641 to 650.....	10.....	1,000.....	10,000
Nos. 719 to 714.....	6.....	1,000.....	6,000
Nos. 755 to 790.....	36.....	1,000.....	36,000
Nos. 811 to 820.....	10.....	1,000.....	10,000
Nos. 313 to 337.....	25.....	1,000.....	25,000
Nos. 651 to 680.....	30.....	1,000.....	30,000
Nos. 715 to 744.....	30.....	1,000.....	30,000
Nos. 821 to 845.....	25.....	1,000.....	25,000
Nos. 1,561 to 1,585.....	25.....	1,000.....	49,000
Nos. 1,586 to 1,609.....	24.....	1,000.....	
Nos. 1,190 to 1,214.....	25.....	1,000.....	25,000
Nos. 1,792 to 1,800.....	9.....	1,000.....	9,000
Nos. 2,052 to 2,200.....	149.....	500.....	74,500
	361		\$744,500

And thereupon the committee counted and burned the interest coupons on bonds Nos. 1,792 to 1,800, inclusive; also on bonds Nos. 1,190 to 1,214; also on bonds Nos. 2,052 to 2,200, inclusive; all of which were due on the first of May, 1862, and surrendered by the Loan Commissioners to the Auditor of State.

By Mr. Bird, from the same committee:

MR. SPEAKER:

The Committee of Ways and Means of this House, in conjunction with the Finance Committee of the Senate, in compliance with the provisions of the fifth section of the act of the 4th of May, 1861, authorizing the Governor of this State, to issue two millions of bonds for the public defense, and to repel invasion, beg leave to report that on the 23d day of January, 1863, they carefully examined, counted, burned, and destroyed, at the office of the Auditor of State, in this city, the coupons of interest on the six per cent. Indiana War Loan Bonds, numbered and described as follows, which coupons fell due on the first day of May, 1862, but were withheld from sale by the Loan Commissioners for the reason that such sale did not take place until after the date named; viz: .

			Value.	Total.
No. of Coupons,	3—From 1,178 to 1,180.....		\$30	\$90
“	1—From 1,181.....		30	30
“	8—From 1,182 to 1,189... ..		30	240
“	42—From 1,215 to 1,256.....		30	1,260
“	49—From 1,952 to 2,000.....		15	735
“	51—From 2,001 to 2,051.....		15	765
154				\$3,120

The committee at the same time and place also carefully examined, counted, burned, and destroyed interest coupons of six per cent. War Loan Bonds, which had fallen due on bonds sold by the Loan Commissioners, and the half yearly interest on which was due to the bondholders on the first of May, 1862, which coupons are described as follows :

No. of Coupons	1,047,	value	\$30,	total	\$31,410.
“	149,	“	15,	“	2,235.
1,196			\$33,645.		

The committee also, at the same time and place, carefully examined, counted, burned, and destroyed interest coupons of six per cent War Loan Bonds, which had fallen due and were payable on all bonds sold previous to November 1, 1862, and the half yearly interest on which became due on said day. These coupons are as follows :

No. of Coupons	1,043,	value	\$30,	total	\$31,290.
“	249,	“	15,	“	3,735.
1,292			\$35,025.		

By Mr. Jones, from the same committee :

MR. SPEAKER :

The Committee of Ways and Means beg leave to report that on the 23d day of January, 1863, acting in conjunction with the Finance Committee of the Senate, they carefully examined, burned, and destroyed the following described Treasury Notes, or Scrip, of

1840 and 1842, which had been redeemed by the Auditor of State during the last two years, viz :

Two Treasury Notes of \$50 each, drawing 6 per cent...	\$100 00
Twenty seven Treasury Notes of \$5 each, drawing 6 per cent.....	135 00
Four Treasury Notes of \$5 each, drawing $\frac{1}{4}$ of 1 per cent.	20 00
Of the total value of.....	<hr/> \$255 00

By Mr. Niblack, from the same committee :

MR. SPEAKER :

The Committee on Ways and Means, to which was referred the communication of the Hon. W. H. Talbott, President of the Board of Sinking Fund Commissioners, have had the same under consideration, and have instructed me to report the accompanying bill, and recommend its passage :

House bill No. 226. An act for the loaning and investment of the Sinking Fund, prescribing the manner of making such investment, and defining the duties of the Commissioners of the Sinking Fund, the Auditor and Treasurer of State in connection therewith, and to repeal an act entitled "an act for the investment, distribution, and safe keeping of the funds arising from the one hundred and thirteenth and one hundred and fourteenth sections of an act establishing a State Bank, approved January 8, 1834, and providing for the purchase of bank bonds, and prescribing the duties of certain officers therein named, approved March 1, 1859.

The bill was read, and passed to a second reading.

By Mr. Puett, from the same committee :

The Committee of Ways and Means of the House, beg leave to report, that on the 24th day of January, 1863, in conjunction with the Finance Committee of the Senate, in the office of the Auditor of State, in this city, they examined the "Statement of the Free Banks of Indiana," and with a single exception, find the annexed printed statement, as to the bonds and securities deposited with the Auditor, to secure the redemption of their notes in circulation, to be in all respects correct. The exception referred to is the "Southern Bank, Terre Haute," in which it appears the original

amount of security deposited has been lessened ten thousand dollars by the withdrawal of California Seven Per Cent. Bonds, to that amount. The security, however, without these bonds, is deemed ample, and as good as the average of the other Banks embraced in the list. It may be proper to add by way of explanation, that the sum of fifteen hundred and six dollars mentioned under the head of "exchange," in the list of securities deposited by the "Salem Bank, Goshen," is the amount of interest on Five Per Cent. Indiana Stocks, in the hands of the Auditor, and retained by that officer as additional security for the redemption of the circulation of the Bank.

STATEMENT OF THE FREE BANKS OF INDIANA.

OFFICE OF AUDITOR OF STATE, }
Indianapolis, January 20, 1863. }

Banks continuing under the Law:

BANK OF GOSHEN, GOSHEN.

Indiana 5s.....	\$3,000	
Indiana 2½s.....	57,502	
Indiana 6s.....	50,000	
	<hr/>	
	\$110,502	
Circulation.....		\$81,247

BANK OF SALEM, SALEM.

Missouri 6s., (H. & St. Jo.).....	\$30,000	
United States 6s.....	45,000	
	<hr/>	
	\$75,000	
Circulation.....		59,065

BANK OF PAOLI, PAOLI.

Louisiana 6s.....	\$33,000	
Missouri 6s.....	30,000	
	<hr/>	
	\$63,000	
Circulation.....		25,110

BANK OF CORYDON, CORYDON.

Indiana 5s, C. B.....	\$21,000
Indiana 5s.....	10,000
Indiana 2½s.....	10,000
Indiana War 6s.....	24,000
North Carolina 6s.....	9,000
Tennessee 6s.....	6,000

\$80,000

Circulation..... 60,000

BANK OF SALEM, NEW ALBANY.

Indiana 6s.....	\$29,000
Indiana 5s.....	1,000
Indiana 2½s.....	15,000
Missouri 6s.....	10,000
United States 6s.....	64,000

\$119,000

Circulation..... 95,287

BANK OF ELKHART, ELKHART.

Missouri 6s.....	\$30,000
Indiana 5s.....	37,000
Indiana 6s.....	3,000

\$70,000

Circulation..... 45,892

SOUTHERN BANK, TERRE HAUTE.

California 7s.....	\$10,000 00
Indiana 5s.....	70,000 00
Indiana 2½s.....	42,747 50

\$122,747 50

Circulation..... 89,950

BANK OF MOUNT VERNON, MOUNT VERNON.

Indiana 2½s.....	\$23,315
Indiana 5s.....	49,000
Indiana War 6s.....	10,000
	<hr/>
	\$82,315

Circulation..... 50,648

INDIANA BANK, MADISON.

Indiana 2½s.....	\$48,077 50
Indiana 5s.....	66,500 00
United States 7 3-10s.....	70,500 00
United States 6s.....	60,700 00
	<hr/>
	\$245,777 50

Circulation..... 200,000

PRAIRIE CITY BANK, TERRE HAUTE.

Indiana War 6s.....	\$14,000
Indiana 5s.....	15,000
Indiana 2½s.....	10,000
Missouri 6s.....	26,000
	<hr/>
	\$65,000

Circulation..... 38,553

PARKE COUNTY BANK, ROCKVILLE.

Indiana 5s.....	\$110,000
Indiana 2½s.....	1,000
	<hr/>
	\$111,000

Circulation..... 84,231

CAMBRIDGE CITY BANK, CAMBRIDGE CITY.

Indiana 2½s.....	\$86,334	
Indiana War 6s.....	10,000	
	<hr/>	
	\$96,334	
Circulation.....		57,700

EXCHANGE BANK, GREENCASTLE.


Indiana 2½s.....	\$88,758	
United States 6s.....	76,000	
United States 7 3-10s.....	500	
Indiana War 6s.....	55,000	
	<hr/>	
	\$220,258	
Circulation.....		173,056

SALEM BANK, GOSHEN.

Louisiana 6s.....	\$41,000	
Indiana 5s.....	10,500	
Indiana 2½s.....	13,000	
Exchange on Int.....	1,505	
	<hr/>	
	\$66,005	
Circulation.....		51,425

EXCHANGE BANK, ATTICA.

Indiana 2½s.....	\$83,810	
Circulation.....		47,887

 The above statement exhibits the condition of the Free Banks, January 1, 1863.

In the statement previously published, several typographical errors were overlooked, showing incorrect amounts. The above is correct.

ALBERT LANGE,
Auditor of State.

Considering that the circulation of the "Salem Bank, Goshen," is \$51,425, and that of the \$66,005 deposited with the Auditor to

secure the redemption of its notes, the large sum of \$41,005 is in Louisiana 6s, the committee are of the opinion that additional security should be demanded of the stockholders, in order to comply with the spirit and intent of its charter, and avoid all risk of loss by the bill holders, or that they be required to withdraw such amount of the notes now in circulation as will, in the opinion of the Auditor, render the present security sufficient to cover all liabilities.

By. Mr. Howk, Chairman of the Committee on the Judiciary :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 21, entitled "An act regulating interest on the loan of money," together with a petition from the citizens of Allen county, in relation to the same subject ;

To respectfully report that they have had the same under consideration, and they are of the opinion that the passage of said bill would be inexpedient; they therefore recommend that said bill and petition lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 127, entitled "An act to secure the service of process against corporations created by the laws of other States, in actions against such corporations, pending, or which may hereafter be brought in the courts of this State where such corporations have no officer or persons doing business in the counties of this State where actions may be pending, or may be commenced ;"

To respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Packard, from the same committee :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom

was referred House bill No. 67, entitled "An act to amend section 4 of an act entitled an act regulating interest on money," and to repeal an act entitled "An act concerning interest on money," approved May 27, 1852; the first section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws in conflict therewith, approved March 7, 1861;

To respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 137, entitled "An act supplemental to an act regulating interest on money, approved May 27, 1852; the 51st section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws in conflict with this act," approved March 7, 1861;

To respectfully report that they have duly considered the same, and they recommend that said bill be amended by inserting immediately after the word "set off," in next to the last line of the first section thereof, the word "payment," and when so amended, they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Lake, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 12, entitled "An act for the relief of Joseph M. Dorr,"

To respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Burton, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 15, entitled "An act authorizing railroad companies to make extensions or branches in certain cases, and to take stock in railroad bridges ;"

To respectfully report that they have had the same under consideration, and they recommend that said bill be amended by adding to the first section thereof, the following words, to-wit: "*Provided*, That any such bridge at the terminus of said road shall be so constructed as to admit the passage of vehicles, foot passengers, and for general purposes," and when so amended, they recommend the passage thereof.

The report was concurred in, and the amendment was adopted.

The bill was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lake,	Perry,
Abbett,	Hall,	Lamb,	Pettibone,
Abdill,	Hanna,	Lee,	Priest,
Beyerle,	Harden of W.,	Leeds,	Puett,
Bird,	Hardin of Perry,	Lemmon of H.,	Reitz,
Blocher,	Hershey,	Lemmon of S.,	Richardson,
Branham,	Hetfield,	Marshall,	Rippey,
Brogan,	Higgins,	McCaughey,	Roberts,
Brown,	Holcomb,	Miller,	Robinson,
Budd,	Hon,	Milroy,	Roe,
Burton,	Hostetter,	Moorman,	Shaffer,
Cason,	Howell,	Morgan,	Shoaff of Allen,
Cass,	Howk,	Mustard,	Shoaff of Jay,
Chambers,	Hutchings,	Mutz,	Spencer,
Collins,	James,	Niblack,	Stone,
Davis,	Johnson,	Noyes,	Tarkington,
De Bruler,	Jones,	O'Brien of H.,	Van Buskirk,
Donaldson,	Kemp of Dubois,	O'Brien of M.,	Veach,
Forrester,	Kemp of Vigo,	Osborne,	Williams,
Garvin,	Kendrick,	Packard,	Woollen, and
Given,	Kilgore,	Pendleton,	Mr. Speaker—84.
Gregory,			

Those who voted in the negative were—

Messrs. Ferris, Howard, and Woodruff—3.

So the bill passed.

By consent of the House, Mr. Given offered the following resolution:

Resolved, That the Committee on the Judiciary, to whom was referred House bill No. 91, be discharged from further consideration of said bill, and that the same be referred to a Special Committee of five.

Adopted.

By Mr. Burton, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 47, entitled " An act legalizing the acts of certain civil officers in this State, who have entered the military service of the United States, and whose duties have been discharged by deputies during their absence," to respectfully report that they have duly considered the same, and they recommend that said bill be amended by striking out all that occurs between the word " duty," in the fifteenth line of the first section of said bill, and the word " be" in the twenty-third line of said section, and when said bill is so amended, they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Packard, Chairman of the Committee on the affairs of the State Prison North.

MR. SPEAKER :

The Committee on the State Prison North, would respectfully report that they have visited and examined said prison; they find that the board of control of said prison have procured the erection of work shops by one David J. Silvers, Contractor, at an expense to the State of \$42,539 79, \$14,591 92 of which has been paid in materials and labor furnished said Silvers by the State, leaving a balance due Silvers of \$27,947 87, for the payment of which the Committee would recommend an appropriation to be made at once.

The Committee further find that in the support of said prison, and for the salaries of the officers thereof, the board of control have contracted a debt of \$22,403 82, which ought to be paid at once, the committee would therefore recommend an appropriation for that purpose. The committee are of the opinion that, for the welfare and success of the prison, certain work already begun, ought to be completed at as early a day as possible, to wit:—The stack of the engine house, so much of the cell house as would accommodate 300 convicts, and the walls and towers of the prison; to this end, and for the support of said prison until the next General Assembly shall meet, the committee would recommend an appropriation of \$125,000 00.

The Committee regard the purchase by the board of control, of a tract of land as a clay pit, alluded to by them in their Annual Report, as a good investment, and will, at an early day, report a bill confirming said purchase.

The Committee, upon examination, found there was a difference between the measurement of work by Mr. Stumph, the Architect selected by Governor Morton, and Mr. Epperson, the Superintendent of the prison, and also a difference in respect to the classification of certain portions of the work; in order that the committee might arrive at a correct estimate, and do equal justice to all parties, they selected Mr. Ackeroyd, an Architect of some reputation, to re-measure the work, and decide as to the classification of the disputed work. He did so and the committee have selected his report as the basis of their estimate. Mr. Ackeroyd brings in for his services, a claim of \$634 50, which the committee think exorbitantly high, they would therefore recommend that he be allowed for said services the sum of \$150 00, and no more.

All of which is respectfully submitted.

The consideration of the report was postponed until Friday next, at 1 o'clock P. M., and made the special order for that hour.

The Speaker laid before the House the following communication from the President of the Institution for the Deaf and Dumb:

INSTITUTION FOR THE DEAF AND DUMB, }
Indianapolis, February 18, 1863. }

HON. S. H. BUSKIRK,

Speaker of the House:

SIR:—In answer to the resolution of the House of Representa-

tives, inviting me to give, for the benefit of the members, an exhibition of the methods of instruction, and of the improvements of the pupils under my care, at such time and place, as might be most convenient, I respectfully inform the members of the House that I accept their invitation, and shall be happy to give such exhibition in the chapel of the Institution on the afternoon and evening of Thursday, the 19th instant, and it is desired that all the members and officers of the House of Representatives be present on the occasion.

On motion of Mr. Branham, the invitation was accepted.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to present enrolled Senate bill No. 16, for the signature of the Speaker of the House.

Senate bill No. 16. A bill prescribing the powers of conveyances of real estate that may be used by executors and administrators, guardians, trustees and commissioners, in certain cases, amending section 100 of the act in relation to the settlement of decedents estates, approved June 17, 1852, and also to repeal the 547th section of an act entitled "An act to revise, simplify, and abridge the rules, practices, pleadings and forms in civil cases in the courts of this State, to abolish distinct form of action at law, and to provide for the administration of justice in a more uniform mode of pleadings and practice, without distinction between law and equity," approved June 18, 1852.

The special order being joint resolution No. 8,

Mr. Brown moved to refer the resolution to a select committee of five, with instructions to perfect the details.

Mr. Packard moved to refer the resolution to the Committee on Federal Relations.

Mr. Lasselle moved that the House resolve itself into a committee of the whole House, for the consideration of the special order.
Not agreed to.

Mr. Lasselle offered the following amendment :

SECTION 4. *And be it further Resolved*, That at the same time and place of holding said election, the following propositions be, and they are hereby submitted to a vote, by ballot, of the voters attending said election, to-wit: "For a National Convention to restore peace and union," and "against a National Convention to restore peace and union;" and the vote upon such proposition shall be had, and the return thereof made in the same manner as provided in the preceding section for delegates; and should the majority of all the votes cast in the State be against the proposition for holding a National Convention to restore peace and union, then the foregoing invitation for holding such convention shall be withdrawn, and this act shall be null and of no force.

SECTION 5. *And be it it further Resolved*, That every officer, non-commissioned and private, otherwise entitled by the laws of this State to vote, who may be absent from the precinct of which he is a resident in the military service of the United States, may, under his hand in writing, attested by at least one witness, authorize any person resident in such township to cast his vote for any such delegate or proposition above mentioned, as he may, in such writing, designate, or failing to so designate, as such person so authorized may himself designate or vote for; and such vote shall be received and counted as if such officer, non-commissioned officer and private were personally present at such election. And the Secretary of State is hereby authorized and directed to transmit, immediately after the passage of this act, one copy of the same to each acting Colonel and Captain of volunteers from this State, in the service aforesaid, with the request, if the same be compatible with their military discipline, to have the same read to their respective commands.

SECTION 6. *And be it further Resolved*, That the delegates above mentioned shall be entitled to receive the same pay and mileage, and in the same manner, as members of the General Assembly of this State, on a certificate to that effect of the presiding officers of their respective conventions.

SECTION 7. *And be it further Resolved*, That immediately after the passage of this act, the same shall be published for ten days consecutively in the Indianapolis *Daily Journal* and the *Daily State Sentinel*, and the Secretary of State shall also cause to be published, and furnished to the Sheriff of each county, at least one copy of the same for each election precinct of his county, which said Sheriff shall cause to be posted up in some conspicuous place at

the place of holding such election, at or immediately preceding the opening of the polls thereat.

Mr. Griffith moved to amend, as follows :

Amend section 2 by striking out "April" and inserting "June," and by adding in the proper place, "the forces now in the service of the United States shall not be withdrawn from any State or territory they may at present occupy, nor shall any existing blockade be raised."

Mr. Niblack moved the previous question, which was seconded by the House.

The question being on the reference of the resolution and the amendments to the Committee on Federal Relations,

It was so referred.

By Mr. Abbott, from the Committee on Temperance :

MR. SPEAKER :

A majority of the Committee on Temperance, to whom was re-committed House bill No. 118, a bill defining the crimes for adulterating liquors, and prescribing the penalty therefor, have duly reconsidered the same, and direct me to report it back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Garvin, from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House bill No. 50, an act entitled "An act requiring railroad companies in the State of Indiana to keep on hand, and furnish on reasonable notice being given by persons offering to ship live stock or other freights over their railroads, or to or from any station or place of shipment thereon, a sufficient number of locomotives, freight cars, and other rolling stock, to transport such freight without delay, and making companies failing to furnish transportation liable for damages resulting from such failure," have had the same under consideration, and have directed me to report the same back to this House, and to recommend its passage.

The bill and reports were referred to the Committee on Railroads.

REPORTS FROM SELECT COMMITTEES.

By Mr. Lamb, from a select committee :

MR. SPEAKER :

The special committee, to whom was referred House bill No. 92, being a bill in relation to the collection of delinquent taxes by county treasurers, instruct me to report that they have had the same under consideration, and herewith return the same with an amendment, and recommend the passage of said bill, when so amended.

Amend by striking out all after the enacting clause, and insert the following.

Mr. Holcomb moved to concur in the report with the following amendment :

Amend by inserting in the proper place, after "and constable," "or such deputy as the treasurer may appoint in any township in his county."

Mr. Bird moved that the bill, report, and amendments be indefinitely postponed.

Mr. Brown moved the previous question, which was ordered.

The question being on the indefinite postponement,
It was agreed to.

By Mr. Shaffer, from a select committee :

MR. SPEAKER :

The majority of the select committee, appointed to apportion the State for Congressional purposes, have had the same under consideration, and instruct me to report the following bill, and recommend its passage :

House bill No. 227. An act to divide the State into Congressional districts.

The bill was read, and passed to a second reading.

By Mr. Leeds, from a select committee :

MR. SPEAKER:

The special committee, to whom was referred House bill No. 167, an act to entitle special assistant surgeons, who have been sent to battle fields and hospitals in cases of emergency, to draw pay for the time they were absent on such special duty, have had the same under consideration, and direct me to report the same back and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Reitz, from a select committee, majority report :

MR. SPEAKER:

The select committee, to whom was referred Senate bill No. 6, entitled "A bill ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation, have had the same under consideration, and have instructed me to report said bill back to the House, and recommend its passage.

By Mr. Lasselle, from the same committee :

MR. SPEAKER:

The undersigned, a minority of the select committee to whom was referred Senate bill No. 6, entitled a bill ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation, after having duly considered the same, would respectfully report that the passage of said bill would be inexpedient at this time, and he would therefore recommend that the same do lie upon the table.

Mr. Spencer moved that the consideration of the reports be informally passed over.

RESOLUTIONS OF THE HOUSE.

By Mr. Miller :

Resolved, That the Committee on the Judiciary be instructed to inquire whether a tax *per capita*, on dogs, would be constitutional, and report to this House on to-morrow morning.

Adopted.

By Mr. Holcomb:

Resolved, That the Committee on Ways and means be instructed to inquire into the propriety of raising a fund which shall be set apart, by laws, for the use and benefit of the sick and wounded soldiers of our State, and that they report by bill or otherwise.

Adopted.

By Mr. Noyes:

Resolved, That the Judiciary Committee be instructed to inquire and report what legislation, if any, is necessary to prevent witnesses, who have testified before a grand jury, from divulging the purport of such evidence, and thereby defeating the ends of justice.

Not adopted.

The Speaker announced the following select committee on House bill No. 91, viz:

Messrs. Given, Harney, Ferris, Kilgore, and Gregory.

The following bills were introduced, read the first time, and passed to a second reading:

By Mr. Gregory:

House bill No. 228. An act to provide for the revision of judgments, decrees and orders of confirmation, obtained through fraud, crime, and deceit.

By Mr. Miller:

House bill No. 229. An act supplementary of an act entitled an act establishing general provisions respecting corporations, approved June 15, 1852.

By Mr. Newman:

House bill No. 230. A bill to prevent persons from tearing down, removing, defacing or destroying any legal advertisement, handbills, or any public notices; prescribing punishment for a violation of this act, and defining what court shall have jurisdiction.

By Mr. Rippey :

House bill No. 231. An act to amend the 49th section of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

The House proceeded with the Orders of the Day.

BILLS ON THEIR THIRD READING.

House bill No. 35. An act to amend the fifth section of an act entitled "An act to provide for the more uniform mode of doing Township Business, prescribing the duties of certain officers in connection therewith, and to repeal all laws conflicting with this act," approved February 18, 1859;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Howard,	O'Brien of H.,	Roberts,
Anderson,	Johnson,	Perry,	Shaffer,
Brogan,	Lamb,	Priest,	Tarkington and
Burton,	Leeds,	Richardson,	Veatch—16.
Hostetter,			

Those who voted in the negative were—

Messrs.	Hardin of Perry,	Kilgore,	Osborne,
Beyerle,	Hershey,	Lee,	Rippey,

Chambers,	Hetfield,	Lemmon of S.,	Robinson,
Collins,	Higgins,	Marshall,	Roe,
Cook,	Hon,	Miller,	Shoaff of Allen,
Davis,	Howk,	Moorman,	Spencer,
DeBruler,	Humphreys,	Mustard,	Stone,
Donaldson,	Hutchings,	Newman,	Waterman,
Forrester,	James,	Niblack,	Williams, and
Gregory,	Kemp of Dubois,	Noyes,	Mr. Speaker-42.
Harden of W.,	Kemp of Vigo,	O'Brien of M.,	

No quorum voting.

Mr. Miller moved a call of the House, which was ordered.

Those who answered to their names were—

Messrs.	Given,	Kemp of Vigo,	Pettibone,
Abbott,	Gregg,	Kilgore,	Priest,
Anderson,	Gregory,	Lamb,	Reitz,
Beyerle,	Hall,	Lee,	Richardson,
Bird,	Harden of W.,	Leeds,	Riphey,
Blocher,	Hardin of Perry,	Lemmon of S.,	Roberts,
Brogan,	Hershey,	Marshall,	Robinson,
Brown,	Hetfield,	McCaughy,	Roe,
Budd,	Higgins,	Miller,	Shaffer,
Burton,	Holcomb,	Milroy,	Shoaff of Allen,
Cason,	Hon,	Moorman,	Shoaff of Jay,
Chambers,	Hostetter,	Mustard,	Spencer,
Collins,	Howard,	Newman,	Stone,
Cook,	Howell,	Niblack,	Tarkington,
Davis,	Howk,	Noyes,	Van Buskirk,
DeBruler,	Humphreys,	O'Brien of H.,	Veach,
Donaldson,	Hutchings,	O'Brien of M.,	Waterman,
Ferris,	James,	Osborn,	Williams,
Forrester,	Johnson,	Packard,	Wolfe, and
Garvin,	Kemp of Dubois,	Perry,	Mr. Speaker-78.

On motion of Mr. Niblack, the further call of the House was dispensed with.

House bill No. 35 was again read.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Priest,
Anderson,	Hanna,	L Leeds,	Reitz,
Brogan,	Hershey,	Mason,	Richardson,
Budd,	Hostetter,	Mustard,	Roberts,
Cason,	Howard,	O'Brien of H.,	Shaffer,
Chambers,	Johnson,	Packard,	Tarkington,
Garvin,	Kilgore,	Perry,	Veach, and
Gregory,	Lamb,	Pettibone,	Wolfe—31.

Those who voted in the negative were—

Messrs.	Ferris,	James,	Noyes,
Abbett,	Forrester,	Kemp of Dubois,	O'Brien of M.,
Baker,	Given,	Kemp of Vigo,	Osborne,
Beyerle,	Griffith,	Lake,	Rippey,
Bird,	Harden of W.,	Lee,	Robinson,
Blocher,	Hardin of Perry,	Lemmon of S.,	Roe,
Brown,	Hetfield,	Marshall,	Shoaff of Allen,
Burton,	Higgins,	McCaughy,	Shoaff of Jay,
Cass,	Holcomb,	Miller,	Spencer,
Collins,	Hon,	Milroy,	Stone,
Cook,	Howell,	Moorman,	Van Buskirk,
Davis,	Howk,	Mutz,	Williams, and
De Bruler,	Humphreys,	Newman,	Mr. Speaker—54.
Donaldson,	Hutchings,	Niblack,	

So the bill did not pass.

House bill No. 75. An act to provide for the inspection of Petroleum Oils for illuminating purposes, marking and branding the same; prescribing penalty for selling without inspection, or for falsely branding the cask, package or barrel containing the same, or for violating any of the provisions of this act; for the appointment of Inspectors and Deputies, prescribing duties and terms of office, and imposing penalties for inspectors or deputies trading in any article they are appointed to inspect;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Kemp of Dubois,	O'Brien of H.,
Abbett,	Griffith,	Kemp of Vigo,	Osborne,

Beyerle,	Hall,	Kilgore,	Perry,
Bird,	Hanna,	Lake,	Reitz,
Blocher,	Harden of W.,	Lamb,	Richardson,
Brogan,	Hardin of Perry,	Lasselle,	Roberts,
Budd,	Hershey,	Lee,	Robinson,
Burton,	Hetfield,	Leeds,	Roe,
Cason,	Higgins,	Lemmon of S.,	Shaffer,
Cass,	Holcomb,	Marshall,	Shoaff of Allen,
Chambers,	Hon,	Mason,	Shoaff of Jay,
Collins,	Hostetter,	McCaughy,	Spencer,
Cook,	Howard,	Miller,	Stone,
Davis,	Howell,	Milroy,	Tarkington,
DeBruler,	Howk,	Mustard,	Van Buskirk,
Forrester,	Humphreys,	Mutz,	Veach,
Ferris,	Hutchings,	Newman,	Williams, and
Garvin,	James,	Noyes,	Mr. Speaker—73.
Gregg,	Johnson,		

Those who voted in the negative were—

Messrs.	O'Brien of M.,	Pettibone,	Rippey, and
Donaldson,	Packard,	Priest,	Wolfe—8.
Niblack,			

So the bill passed.

Mr. Spencer moved to reconsider the vote on the engrossing of House bill No. 79, with a view to amending the same.

Agreed to.

The bill was recommitted to the Committee on the Judiciary.

House bill No. 89. An act to amend section twenty of an act entitled an act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties, and those of county and township officers in relation thereto, approved March 5, 1859;

Was read the third time.

Mr. Lamb moved to recommit the bill to the Judiciary Committee, with instructions to inquire into its constitutionality.

Agreed to.

House bill No. 123. An act to amend sections forty-seven and

forty-nine of an act entitled an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Garvin,	Kemp of Vigo,	Priest,
Abbett,	Given,	Lake,	Reitz,
Beyerle,	Hall,	Lasselle,	Richardson,
Bird,	Hanna,	Lee,	Rippey,
Blocher,	Harden of W.,	Lemmon of S.,	Roberts,
Brogan,	Hardin of Perry,	Mason,	Shaffer,
Brown,	Harney,	McCaughy,	Shoaff of Allen,
Burton,	Hetfield,	Miller,	Shoaff of Jay,
Chambers,	Holcomb,	Milroy,	Spencer,
Collins,	Howard,	Mutz,	Tarkington,
Cook,	Howell,	Niblack,	Veach,
Davis,	Howk,	O'Brien of M.,	Williams,
Donaldson,	Humphreys,	Osborne,	Wolfe, and
Ferris,	Kemp of Dubois,	Packard,	Mr. Speaker—55.

Those who voted in the negative were—

Messrs.	Hershey,	Lamb,	Perry,
Anderson,	Higgins,	Leeds,	Pettibone,
Budd,	Hosletter,	Marshall,	Robinson,
Cason,	Hutchings,	Moorman,	Roe,
Forrester,	James,	Mustard,	Stone,
Gregg,	Johnson,	Newman,	Van Buskirk and
Gregory,	Jones,	Noyes,	Woodruff—30.
Griffith,	Kilgore,	O'Brien of H.,	

So the bill passed.

The Speaker laid before the House the following communication:

HEADQUARTES U. S. FORCES, }
Indianapolis, Ind., February 18, 1863. }

SIR:—I have the honor to acknowledge receipt of resolutions inviting my co-operation in the celebration of the birth-day of Washington. In time of national trial, it is especially becoming to recall

the early times of the Republic, that we may draw new spirit and resolution from the example and indomitable patriotism of the Fathers. I cheerfully respond to your courteous invitation, and will do my part in giving distinction and character to the day thus celebrated.

I am very respectfully, your obedient servant,

HENRY B. CARRINGTON,

Col. Eighteenth U. S. Infantry Commanding.

Hon. S. H. BUSKIRK, Speaker House of Rep.,

Indianapolis, Indiana.

Mr. Donaldson moved to take from the table House bill No. 187, and place the same on the files of the House.

Agreed to.

Senate bill No. 6. An act ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation, was again taken up, together with the majority and minority reports accompanying the same.

The question being on the adoption of the minority report, Messrs. Wolfe and Roberts demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Garvin,	Lee,	Priest,
Bird,	Given,	Lemmon of S.,	Reitz,
Blocher,	Hall,	McCaughey,	Spencer, and
Burton,	Lasselle,	Miller,	Wolfe—15.

Those who voted in the negative were—

Messrs.	Hardin of Perry,	Kilgore,	Perry,
Abbett,	Harney,	Lake,	Pettibone,
Anderson,	Hershey,	Lamb,	Puett,
Baker,	Hetfield,	Leeds,	Richardson,
Beyerle,	Higgins,	Marshall,	Rippey,
Brown,	Holcomb,	Mason,	Roberts,
Budd,	Hon,	Milroy,	Robinson,
Cason,	Hostetter,	Moorman,	Roc,
Cass,	Howard,	Mustard,	Shaffer,
Chambers,	Howell,	Mutz,	Shoaff of Allen,

Cook,	Howk,	Newman,	Shoaff of Jay,
Davis,	Humphreys,	Niblack,	Stone,
DeBruler,	Hutchings,	Noyes,	Tarkington,
Ferris,	James,	O'Brien of H.,	Van Buskirk,
Forrester,	Johnson,	O'Brien of M.,	Veach,
Gregg,	Jones,	Osborn,	Williams,
Gregory,	Kemp of Dubois,	Packard,	Woodruff, and
Griffith,	Kemp of Vigo,	Pendleton,	Mr. Speaker-72.
Harden of W.,			

So the report of the minority was not concurred in.

The majority report was then concurred in.

The bill was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Lake,	Puett,
Abbett,	Hardin of Perry,	Lamb,	Richardson,
Anderson,	Harney,	Leeds,	Rippey,
Baker,	Hershey,	Marshall,	Roberts,
Beyerle,	Hetfield,	Mason,	Robinson,
Bird,	Higgins,	Milroy,	Roe,
Blocher,	Holcomb,	Moorman,	Shaffer,
Budd,	Hon,	Mustard,	Shoaff of Allen,
Cason,	Hostetter,	Mutz,	Shoaff of Jay,
Cass,	Howell,	Newman,	Spencer,
Chambers,	Howk,	Niblack,	Stone,
Davis,	Hutchings,	Noyes,	Tarkington,
DeBruler,	James,	O'Brien of H.,	Van Buskirk,
Donaldson,	Johnson,	O'Brien of M.,	Veach,
Forrester,	Jones,	Osborn,	Williams,
Gregg,	Kemp of Dubois,	Packard,	Woodruff, and
Gregory,	Kemp of Vigo,	Pettibone,	Mr. Speaker-67.

Those who voted in the negative were—

Messrs.	Hall,	Lee,	Pendleton,
Burton,	Humphreys,	Lemmon of S.,	Priest, and
Garvin,	Lasselle,	Miller,	Reitz-12.
Given,			

So the bill passed.

H. J.—33

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to present Senate enrolled act No. 93, an act to extend the time for the completion of railroads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time the act shall take effect and be in force; to which the signature of the Speaker is respectfully requested.

Senate bill No. 20. An act to amend section 33 of an act entitled "An act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana, for the election of Township Assessors, and prescribing the duties of Assessors, Appraisers of real property, County Treasurers and Auditors, and of the Auditor and Treasurer of State," approved June 21, 1852;

Was read the third time.

The question then being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Forrester,	Johnson,	Perry,
Abbett,	Garvin,	Jones,	Pettibone,
Anderson,	Given,	Kemp of Dubois,	Reitz,
Beyerle,	Gregory,	Kilgore,	Richardson,
Bird,	Hershey,	Lake,	Rippey,
Blocher,	Higgins,	Lamb,	Robinson,
Brogan,	Holcomb,	Leeds,	Roe,
Budd,	Hon,	Mason,	Shaffer,
Burton,	Hostetter,	Milroy,	Stone,
Chambers,	Howard,	Moorman,	Veach,
Davis,	Howell,	Mustard,	Wolfe,
De Bruler,	Howk,	Mutz,	Woodruff, and
Donaldson,	Humphreys,	Noyes,	Mr. Speaker—54.
Ferris,	Hutchings,	Packard,	

Those who voted in the negative were—

Messrs.	Hardin of Perry,	Marshall,	Priest,
Cook,	Harney,	McCaughy,	Shoaff of Allen,

Gregg,	Hetfield,	Miller,	Shoaff of Jay,
Griffith,	Kemp of Vigo,	Niblack,	Spencer,
Hall,	Lee,	O'Brien of M.,	Tarkington, and
Harden of W.,	Lemmon of S.,	Pendleton,	Williams—25.

So the bill passed.

By consent of the House, Mr. Woodruff offered the following resolution :

WHEREAS, The present inflation of the currency makes it very difficult for capitalists to find investments, by loan, for their money ; and,

WHEREAS, There is a vast amount of capital seeking investment at a rate of interest less than 6 per cent. per annum ; and,

WHEREAS, The law now in force providing for a system of Common Schools, does not authorize the loaning of the school funds at a less rate of interest than 7 per cent., payable in advance, on account of which it is to be feared that a large amount of said fund will not find borrowers at such rate of interest, and it will, consequently, yield less revenue to the fund ; therefore,

Resolved, That the Committee on Education be instructed to inquire into the expediency of so amending the law as to authorize the loaning of said fund at a less rate of interest than is now fixed by law, and report by bill or otherwise.

Adopted.

Senate bill No. 22. A bill to amend the 54th section of chapter 7, entitled " An act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852,

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Griffith,	Kemp of Vigo,	Packard,
Abbott,	Hall,	Kilgore,	Pendleton,
Anderson,	Harden of W.,	Lake,	Perry,
Beyerle,	Hardin of Perry,	Lamb,	Puett,
Bird,	Harney,	Lee,	Reitz,
Blocher,	Hershey,	Leeds,	Richardson,

Brogan,	Hetfield,	Lemmon of S.,	Rippey,
Budd,	Higgins,	Marshall,	Roberts,
Burton,	Holecomb,	Mason,	Robinson,
Cass,	Hon,	McCaughey,	Roe,
Chambers,	Hostetter,	Miller,	Shaffer,
Davis,	Howard,	Milroy,	Shoaff of Allen,
DeBruler,	Howell,	Moorman,	Shoaff of Jay,
Donaldson,	Howk,	Mustard,	Speneer,
Ferris,	Humphreys,	Mutz,	Stone,
Forrester,	Hutchings,	Niblack,	Veach,
Garvin,	James,	Noyes,	Williams,
Given,	Jones,	O'Brien of M.,	Wolfe, and
Gregory,	Kemp of Dubois,	Osborn,	Mr. Speaker-75.

Mr. Cook voting in the negative.

So the bill passed.

Mr. Cass moved that House bill No. 106 be taken from the table and placed on the files of the House.

Agreed to.

Senate bill No. 26. An act to amend the 12th section of an act touching the relation of guardian and ward, approved June 9, 1852, Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Kilgore,	Pendleton,
Abbett,	Griffith,	Lake,	Perry,
Anderson,	Hardin of P.,	Lamb,	Pettibone,
Beyerle,	Harney,	Lee,	Puett,
Bird,	Hershey,	Lemmon of S.,	Reitz,
Brogan,	Hetfield,	Marshall,	Richardson,
Budd,	Holcomb,	Mason,	Rippey,
Burton,	Hon,	McCaughey,	Roberts,
Cass,	Hostetter,	Miller,	Robinson,
Chambers,	Howard,	Milroy,	Roe,
Collins,	Howell,	Moorman,	Shaffer,
Cook,	Howk,	Mustard,	Shoaff of Allen,
Davis,	Humphreys,	Mutz,	Shoaff of Jay,

DeBruler,	Hutchings,	Niblack,	Stone,
Donaldson,	James,	Noyes,	Tarkington,
Ferris,	Johnson,	O'Brien of H.,	Veach,
Forrester,	Jones,	Osborne,	Williams, and
Given,	Kemp of Dubois,	Packard,	Mr. Speaker—73.
Gregg,	Kemp of Vigo,		

Those who voted in the negative were—

Messrs.	Hall,	Leeds,	Priest—6.
Garvin,	Higgins,	Newman, and	

So the bill passed.

Senate bill No. 28 was referred to the Committee on the Judiciary, with instructions to inquire into its constitutionality.

Senate bill No. 32. An act to provide for the publications of notice of the pendency of suits as against defendants whose residence is unknown.

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hall,	Kilgore,	Packard,
Abbett,	Harden of W.,	Lake,	Pendleton,
Anderson,	Hardin of Perry,	Lamb,	Perry,
Beyerle,	Harney,	Lee,	Pettibone,
Blocher,	Hershey,	Leeds,	Priest,
Brogan,	Hetfield,	Lemmon of S.,	Puett,
Budd,	Higgins,	Marshall,	Reitz,
Burton,	Holcomb,	Mason,	Rippey,
Cass,	Hon,	McCaughy,	Roberts,
Chambers,	Hostetter,	Miller,	Robinson,
Cook,	Howard,	Milroy,	Roe,
Davis,	Howell,	Moorman,	Shaffer,
De Bruler,	Howk,	Mustard,	Shoaff of Allen,
Ferris,	Humphries,	Mutz,	Spencer,
Forrester,	Hutchings,	Newman,	Stone,
Garvin,	James,	Niblack,	Tarkington,
Given,	Johnson,	Noyes,	Veach,
Gregg,	Jones,	O'Brien of H.,	Williams,

Gregory,	Kemp of Dubois,	O'Brien of M.,	Woodruff, and
Griffith,	Kemp of Vigo,	Osborne,	Mr. Speaker,—79.

Those who voted in the negative were—

Messrs. Bird, Donaldson, and Richardson—3.

So the bill passed.

By leave of the House, Mr. Howard introduced

House bill No. 232. An act to legalize the sales of lands made by town Marshalls, in certain cases.

The bill was read, and passed to a second reading.

The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 o'clock, A. M., }
February 19, 1863. }

The House met.

The reading of the Journal was dispensed with.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of the passage of the following engrossed bills of the Senate, to wit:

Senate bill No. 58. A bill to amend an act to authorize the Board of Commissioners of the several counties in the State of Indiana, and the authorities of any incorporate City or Town in said State to make appropriations in certain cases, and to legalize certain appropriations therein specified, approved May 11, 1861, so as to authorize said boards to make appropriations for bounties for volunteers disentered.

Senate bill No. 42. A bill defining the offence of bastardy and prescribing the punishment therefor.

Senate bill No. 40. A bill, section first, of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective duties and matters properly connected therewith," and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved May 11, 1861.

Senate bill No. 37. A bill to amend the 12th, 21st and 22d sections of the act entitled "An act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto, approved March 5, 1854, and to make additional provisions on the same subject.

Senate bill No. 85. A bill on the subject of Master-Commissioners, their duties and compensation.

Senate bill No. 45. A bill to amend the second section of an act entitled an act in relation to County Auditors, approved May 31, 1852.

Senate bill No. 54, or 59, can't tell which. A bill fixing the amount of fees to be paid into the State Treasury, for the services of the Auditor and Secretary of State, in certain cases, repealing all laws in conflict therewith, and amending the fourth section of an act supplemental to the Swamp Land Act, approved June 14, 1852.

Senate bill No. 74. A bill to fix the time of holding the Common Pleas Court in the Fifth District, and to repeal all other laws on the same subject.

Senate bill No. 112. A bill for an act to amend the seventh section of an act entitled "An act to provide for the election of a Reporter, and decisions of the Supreme Courts, and for the compensation of such Reporter," approved February 5, 1852.

Senate bill No. 13. A bill requiring all corporations formed, or which may hereafter be formed for the purpose of constructing, owning, controlling or operating all Railroads in the State, to elect three-fourth of the members of the Board of Directors from Stockholders, resident in the State, and affixing certain penalties for non-compliance with the provisions of this act.

Senate bill No. 57. A bill to allow County Commissioners to organize turnpike companies when a majority of persons representing the real estate within prescribed limits petition for the same, and levy a tax for its construction, and provide for the same to be free, in which the concurrence of the House is respectfully requested.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has concurred in the amendments made by the House to Senate Engrossed bill No. 15. An act authorizing Railroad Companies to make extensions or branches in certain cases, and to take stock in railroad or other bridges.

Mr. Osborn, from the Committee on Engrossed Bills, made the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared engrossed House bills Nos. 147, 30, 102, 130 and 143, with the original bills, and report that the same have, in all respects, been accurately and correctly engrossed.

R. OSBORN.

Messrs. Pendleton and Priest obtained leave of absence on account of sickness.

The House suspended the order of business, and took bills on their second reading.

The following bills were read the second time :

House bill No. 191. An act fixing the time of holding the several terms of the Common Pleas Courts in the Second Common Pleas District, prescribing the length of said terms, and repealing all laws in conflict therewith.

Ordered to be engrossed.

House bill No. 192. An act to amend the 420th section of an act entitled "A act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abol-

ish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of process, without distinction between law and equity," approved June 18, 1852.

Referred to the Committee on the Judiciary.

House bill No. 193. An act to provide for procuring and distributing the 14th volume of the Indiana Reports.

Ordered to be engrossed.

House bill No. 194. An act defining felonies, and prescribing punishment therefor.

Referred to the Committee on the Judiciary.

House bill No. 195. An act to better regulate the appointment of Surgeons for the Indiana volunteer regiments now in the service of the United States, and who may hereafter be raised for the suppression of the present rebellion.

Referred to a select committee of five.

The Speaker appointed Messrs. Blocher, Richardson, Griffith, Rowe and Howard said committee.

House bill No. 196. An act providing for the assessment and taxation of dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, declaring persons who own or keep dogs, and who refuse to list the same, and persons who have listed dogs, and who neglect or refuse to pay the taxes thereon, guilty of continuing and maintaining a public nuisance, and prescribing penalties in such cases, and prescribing duties of Assessors and Auditors under this act.

Referred to the Committee on Agriculture.

House bill No. 197. An act to amend sections 100 and 101 of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Referred to the Committee on County and Township Business.

House bill No. 198. An act to prevent persons from owning, keeping or harboring any dog or bitch for which no license has been taken out, and prescribing the punishment therefor.

Referred to the Committee on Agriculture.

House bill No. 199. An act concerning the sale of baggage and other articles by railroad companies.

Referred to the Committee on Railroads.

House bill No. 200. An act to amend an act entitled "An act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7th, 1852.

Referred to the Committee on Elections.

House bill No. 201. An act to amend section 42 of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matter properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Referred to the Committee on Education.

House bill No. 202. An act to provide for the change of venue in certain cases, from the Common Pleas Court to the Circuit Court of the same county, conferring jurisdiction on such Circuit Courts, repealing, as to the Common Pleas Courts, all laws in conflict herewith, and declaring when this act shall take effect.

Referred to the Committee on the Judiciary.

House bill No. 203. To amend section twenty-three of school law of 1861, providing for compensation to school directors, and penalty for wilful neglect of duty.

Referred to the Committee on Education.

House bill No. 204. An act to amend section seven hundred and sixteen of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State, to abolish distinct forms of actions at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Referred to the Committee on the Judiciary.

House bill No. 205. An act fixing the times of holding the several circuit courts in the third judicial circuit, prescribing the length of said terms, and repealing all laws inconsistent therewith.

Ordered to be engrossed.

House bill No. 206. An act to amend sections five and six of an act entitled "an act to regulate and license spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and providing penalties for violation thereof," approved March 5, 1859.

Referred to the Committee on Temperance.

House bill No. 207. A bill to empower insurance companies not incorporated under the laws of this State, to transact business in this State through agents, and prescribing the terms and mode thereof.

Referred to the Committee on Corporations.

House bill No. 208. An act limiting actions on forfeited recognizances.

Referred to the Committee on the Judiciary.

House bill No. 209. An act entitling attorneys to liens on judgments for their services.

Referred to the Committee on the Judiciary.

House bill No. 210. An act supplemental to an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Referred to the Committee on Education.

House bill No. 211. An act ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Floyd, and exempting the same from taxation.

Ordered to be engrossed.

House bill No. 212. A bill to authorize and empower the school corporation of any incorporated town or city in the State of Indiana to borrow money for the purchase of grounds, on which to construct school houses, and for the construction of school houses on the same, and to authorize and empower such school corporations

to issue bonds for such borrowed money, and providing a special tax for the payment of such bonds and interest thereon.

Referred to the Committee on Corporations.

House bill No. 213. An act to amend the forty-fifth section of an act entitled "an act to provide for the opening, vacating, and change of highways," approved June 17, 1852.

Referred to a select committee of five, consisting of Messrs. Blocher, O'Brien of H., Shoaff of Allen, Miller, and Spencer.

House bill No. 214. An act to amend the third section of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for a violation thereof," approved March 5, 1859.

Referred to the Committee on Temperance.

The special order being the report of the committee of thirteen,

On motion of Mr. Niblack,

Further time was granted, and the committee ordered to report to-morrow, at three o'clock, P. M., and made the special order for that hour.

By consent of the House, Mr. Harney offered the following resolution:

WHEREAS, It appears by the Indiana State Journal of the 17th inst., that there was a meeting held on the 7th inst., of the officers of the 27th Regiment of Indiana Volunteers, at their camp near Stratford Court House, Va., at which meeting, among others, the following resolution was adopted:

"Resolved, That in the resolution of Messrs. Brown and Wolf Senators of Washington and Wells counties, we see nothing less than treason in its broadest sense, and, as such, deserving the penalty attached to the highest crime known to our laws, and we recommend that Governor Morton make an example of them. at once, and, if necessary, to recall the 27th Regiment of Indiana Volunteers to enforce that, or any such emergency as may arise." Therefore,

Resolved, That it is a matter of deep regret on the part of the members of this House, that any officer in the service of the Government should so far forget the obligations of the soldier, or the duty of the citizen, as to support or countenance resolutions of the character above recited, calculated to foment and encourage insubordination in the army, by introducing party divisions and political discussions in their most violent and offensive forms, making it the right and duty of officers and soldiers that differ with them to protest against such measures in language equally as pointed and decisive; and tending directly to produce civil war at home by rallying the constituency of a Representative to his defense, when threatened by a power they themselves created and fostered, for the protection of the rights they now threaten to destroy. And whereas, the above recited resolution is reported to have been indorsed by all the commissioned officers of said regiment, except one, Lieut. Jerger, of company K, and have been sent to this city for the purpose of being published in the Indiana State Journal, a paper ardently in the support of Governor Morton, which facts are calculated to give unusual significance to the proposition therein suggested, and, involving as it does the dignity of this General Assembly, the personal safety of its members, we deem it due to ourselves; and the Governor of the State, to have a full understanding of the matter; therefore,

Resolved, That His Excellency, the Governor, be requested to communicate to this House, at his earliest convenience, whether he approves or condemns the above recited resolutions, and also, whether any officers in the service of this State, or the General Government, civil or military, has ever submitted to him a proposition to bring troops into this State, or using those that are now here, for the purpose of overawing this General Assembly, or to prevent the execution of any laws they might enact.

The Committee on Benevolent Institutions was granted leave of absence for this afternoon, to attend the exhibition of the Deaf and Dumb.

Mr. Abdill obtained leave of absence until Tuesday morning.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK P. M.

House met.

On motion of Mr. Niblack,

The further consideration of the resolution offered by Mr. Harney was postponed until Tuesday next, at 10 o'clock, A. M., and made the special order for that hour.

The House resumed the consideration of bills on their second reading.

Mr. Hall moved that the constitutional rule be suspended, and House bill No. 215, be read by its title.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Kilgore,	Packard,
Abbott,	Hardin of Perry,	Lake,	Pendleton,
Beyerle,	Harney,	Lamb,	Perry,
Bird,	Hershey,	Lee,	Pettibone,
Blocher,	Hetfield,	Leeds,	Puett,
Branham,	Higgins,	Lemmon of H.,	Reitz,
Brogan,	Holcomb,	Marshall,	Rippey,
Budd,	Hon,	McCaughy,	Robinson,
Burton,	Hostetter,	Miller,	Roe,
Chambers,	Howard,	Milroy,	Shaffer,
Collins,	Howell,	Moorman,	Shoaff of Allen,
Cook,	Howk,	Morgan,	Shoaff of Jay,
Davis,	Humphreys,	Mustard,	Spencer,
DeBruler,	Hutchings,	Mutz,	Stone,
Donaldson,	James,	Newman,	Waterman,
Ferris,	Johnson,	Niblack,	Williams,
Forrester,	Jones,	Noyes,	Wolfe,
Gregg,	Kemp of Dubois,	O'Brien of H.,	Woodruff, and
Gregory,	Kemp of Vigo,	O'Brien of M.,	Mr. Speaker—77.
Hall,	Kendrick,	Osborn,	

None voting in the negative.

So the rule was suspended, and the bill read a second time by its title.

The bill was laid on the table, and three hundred copies ordered to be printed for the use of the House.

House bill No. 216. An act to amend the 129th section of an act entitled "An act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in criminal actions, in the courts of this State, approved June 17, 1852.

Referred to the Committee on the Judiciary.

House bill No. 217. An act to repeal the 57th section of an act entitled an act defining felonies, and prescribing punishment therefor, approved June 10, 1852.

Referred to the Committee on the Judiciary.

House bill No. 218. An act to provide for the collection of the Surplus Revenue Fund on loan at the State Treasury, and for the payment of the same over to the counties to which it belongs.

Referred to the Committee on Trust Funds.

House bill No. 219. An act to protect farmers, and those engaged in stock raising, from the unlawful conduct of sportsmen and those engaged in hunting wild game on inclosed lands, farms, and pastures, without the owner's consent.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

House bill No. 220. An act to enforce the 13th article of the State Constitution, providing the duties of several officers thereabout, and compensation therefor.

Mr. Morgan offered the following amendment :

Amend by inserting in the proper place, "that all negroes or mulattoes who have come into this State by or through the underground railroad, shall be exempt from the provisions of this act."

The bill and amendment were referred to the committee on the enforcement of the 13th article of the Constitution.

House bill No. 221. An act providing for the organization of the Indiana militia, for a military tax, and for other matters properly connected with the militia of the State.

Laid on the table, and four hundred copies ordered to be printed for the use of the House.

House bill No. 222. An act to punish Sheriffs, or other ministerial officers, who having gone out of office, or shall hereafter go out of office, shall fail to return executions or other final process in their hands.

Referred to the Committee on the Judiciary.

House bill No. 223. An act to provide for the holding of terms, or days, or parts of terms of the several Circuit and Common Pleas Courts in this State, in cases where the Judges thereof fail to attend and hold said courts, and to provide for the payment of the persons appointed to hold such courts in such cases, and repealing all laws, and parts of laws, coming in conflict with this act.

Referred to the Committee on the Organization of Courts.

House bill No. 224. An act to amend section 52 of an act entitled "An act to amend an act to authorize and regulate the business of general banking," passed March 3, 1855.

Referred to the Committee on Banks.

House bill No. 225. An act providing for the reduction of the par value of the shares of the capital stock of private corporations of this State.

Referred to the Committee on the Judiciary.

House bill No. 226. An act for the loaning and investment of the Sinking Fund, prescribing the manner of making such investment, and defining the duties of the Commissioners of the Sinking Fund, the Auditor and Treasurer of State in connection therewith, and to repeal an act entitled "An act for the investment, distribution and safe keeping of the funds arising from the 113th and 114th sections of an act establishing a State Bank, approved January 8, 1834, and providing for the purchase of bank bonds, and prescribing the duties of certain officers therein named," approved March 1, 1859.

Referred to the Committee of Ways and Means.

House bill No. 227. An act to divide the State into Congressional districts.

Laid on the table, and two hundred copies ordered to be printed for the use of the House.

House bill No. 228. An act to provide for the review of judg-

ments, decrees and orders of confirmation obtained by fraud, covin and deceit.

Referred to the Committee on the Judiciary.

House bill No. 229. An act supplementary to an act entitled "An act establishing general provisions respecting corporations," approved June 15, 1852.

Referred to the Committee on the Judiciary, with instructions to inquire whether the bill conflicts with the provisions of the act to which it is supplemental.

House bill No. 230. An act to prevent persons from tearing down, removing, defacing or destroying any legal advertisement, handbills, or other public notices lawfully posted up, and prescribing the punishment for a violation of this act, and defining what court shall have jurisdiction.

Referred to the Committee on the Judiciary.

House bill No. 231. An act to amend the 49th section of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

Referred to the Committee on Education.

House bill No. 232. An act to legalize the sales of land made by town Marshalls, in certain cases.

Referred to the Committee on the Judiciary.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to bring to the House enrolled act of the Senate No. 15. "An act authorizing railroads to make extensions or branches in certain cases, and to take stock in railroad or other bridges," to which the signature of the Speaker of the House is requested.

Mr. Brown, by consent of the House, offered the following resolution:

Resolved, That the employes of the Sergeant-at-arms, who have
H. J.—34

been engaged in serving the writs and orders of the Committee on Arrests, and assisting the Sergeant-at-arms generally, be allowed the usual pay for similar services up to Saturday next.

Referred to the Committee of Ways and Means.

SENATE BILLS ON THEIR FIRST READING.

The following Senate bills were read the first time, and passed to a second reading.

Senate bill No. 13. An act requiring all corporations formed or which may hereafter be formed for the purpose of contracting, owning, controlling or operating a railroad in this State, to elect three-fourths of the members of their Boards of Directors from Stockholders resident in the State, excepting from the provisions of this act certain railroad companies that have consolidated their stocks and organizations, and affixing certain penalties for non-compliance with the provisions of this act.

Senate bill No. 102. An act to authorize the Board of Directors of the Bank of the State of Indiana, to remove any of its Branches, for the redemption of the notes of such Branches, and providing the conditions on which this act shall take effect.

Senate bill No. 37. An act to amend the twentieth and twenty-first sections of an act entitled "An act providing for the election and appointment of supervisors of highways, and prescribing certain of their duties, and those of county and township officers in relation thereto," approved March 5, 1859; and to make additional provisions on the same subject.

Senate bill No. 40. A bill to amend section 1st of an act entitled an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

Senate bill No. 42. A bill defining the offense of bastardy, and prescribing the punishment thereof.

Senate bill No. 45. An act to amend the second section of an act in relation to County Auditors, approved May 31, 1852.

Senate bill No. 51. An act to amend the second section of an

act entitled "An act relative to the Salaries of Public Officers, providing the manner of paying the same, and the manner of reimbursing the State for an increase of salaries," approved March 5, 1859.

Senate bill No. 52. An act to amend the fifty-fifth section of an act entitled "An act to amend an act to authorize and regulate the business of general banking, passed March 3, 1855.

Senate bill No. 57. An act entitled "An act to allow County Commissioners to organize Turnpike Companies where a majority of persons, representing the real estate within prescribed limits, petition for the same, and to levy a tax for its construction and provide for the same to be free.

Senate bill No. 58. An act to amend an act to authorize the Board of Commissioners of the several Counties in the State of Indiana, and the authorities of any incorporate City or Town in said State, to make appropriations in certain cases, and to legalize certain appropriations therein specified, approved May 11, 1861, so as to authorize said boards to make appropriation for bounties for volunteers, [disinterring, transportation and interring the bodies of deceased soldiers, and erecting monuments to their memories.]

Senate bill No. 59. A bill fixing the amount of fees to be paid into the State Treasurer for the services of the Auditor and Secretary of State, in certain cases, repealing all laws in conflict therewith, and amending the fourth section of an act supplemental to the Swamp Land Act, approved June 14, 1852.

Senate bill No. 38. An act authorizing the sale of canals, authorizing the purchaser or purchasers, and his or their assignees to organize companies, and fixing the powers of such companies and excepting certain canals from the provisions of this act.

Senate bill No. 62. An act to amend the first section of an act entitled "An act for the incorporation and continuance of Building Loan Fund and Saving's Association," approved March 5, 1857.

Senate bill No. 66. An act to amend the 134 section of an act providing for the settlement of decedents' estates, prescribing the rights, liabilities, and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in

such settlement, approved June 17, 1862, and declaring when this act shall take effect.

Senate bill No. 69. An act to amend section seventy-six of an act entitled an act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement, approved June 17, 1852.

Senate bill No. 73. An act to amend section fourteen of an act entitled "An act authorizing the construction of Plank, McAdamized and Gravel Roads," approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of their roads.

Senate Bill No. 74. An act to fix the time of holding the Common Pleas Courts in the Fifth District, and to repeal all other laws on the same subject.

Senate bill No. 82. A bill to repeal an act entitled "an act to authorize the Bank of the State of Indiana to lay off and create five additional bank districts, and locate and establish branches therein," approved March 9, 1861.

Senate bill No. 85. An act providing for the appointment of master commissioners, defining their duties and fixing their compensation, and repealing all other laws on the subject.

Senate bill No. 87. An act to amend section twenty-five of an act providing for the election or appointment of supervisors of highways, and providing certain of their duties, and those of county and township officers in relation thereto, approved March 5, 1859.

Senate bill No. 90. An act to authorize the Bank of the State of Indiana to reduce the capital stock of a branch or branches of said bank, and to close up the business and affairs of a branch or branches of said bank under certain regulations, and amendatory of an act entitled "an act to establish a bank with branches," passed March 3, 1855.

Senate bill No. 112. A bill for an act to amend the seventh section of an act entitled an act to provide for the election of a reporter, and a speedy publication of the decisions of the Supreme

Court, and for the compensation of such reporter, approved February 5, 1852.

SENATE BILLS ON THEIR SECOND READING.

The following bills were read the second time :

Senate bill No. 39. An act to amend the third section of an act entitled "an act prescribing the powers and duties of justices of the peace in State prosecutions," approved May 29, 1852.

Referred to the Committee on the Judiciary.

Senate bill No. 76. An act to amend section one of an act entitled an act touching the laying out and vacating towns, streets, alleys, public squares and grounds, or any part thereof; the making out and recording of plats of such towns, and providing for the change of the names of such towns, approved May 20, 1852, and providing when the same shall take effect.

Referred to the Committee on Corporations:

BILLS ON THEIR THIRD READING.

House bill No. 30. An act to amend an act permitting witnesses who are parties to an action to testify in their own behalf;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Kemp of Dubois,	Shaffer,
Abbett,	Harden, of W.,	Leeds,	Waterman,
Brogan,	Hetfield,	Miller,	Williams,
Burton,	Howk,	Packard,	Wolfe, and
Cook,	Humphreys,	Puett,	Mr. Speaker—22.
Gregory,	James,	Rippey,	

Those who voted in the negative were—

Messrs.	Gregg,	Lasselle,	Osborne,
Beyerle,	Hall,	Lee,	Perry,
Bird,	Hardin of Perry,	Leimmon of H.,	Reitz,
Blocher,	Hershey,	Marshall,	Roberts,
Branham,	Higgins,	McCaughy,	Robinson,

Budd,	Hon,	Milroy,	Roe,
Cason,	Hostetter,	Moorman,	Shoaff of Allen,
Chambers,	Howard,	Mustard,	Shoaff of Jay,
Collins,	Hutchings,	Newman,	Spencer,
Davis,	Johnson,	Niblack,	Stone,
DeBruler,	Jones,	Noyes,	Tarkington,
Donaldson,	Kemp of Vigo,	O'Brien of H.,	Veach, and
Forrester,	Kilgore,	O'Brien of M.,	Woodruff—53.
Given,	Lamb,		

So the bill did not pass.

Mr. Garvin obtained leave of absence until Tuesday.

House bill No. 147. An act to amend the 655th section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State, to abolish distinct forms of actions at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hall,	Lasselle,	Perry,
Abbett,	Harden of W.,	Lee,	Puett,
Beyerle,	Hardin of Perry,	Leeds,	Reitz,
Bird,	Hershey,	Lemmon of H.,	Rippee,
Blocher,	Hetfield,	Marshall,	Roberts,
Branham,	Higgins,	McCaughey,	Robinson,
Brogan,	Hon,	Miller,	Roe,
Budd,	Hostetter,	Milroy,	Shaffer,
Burton,	Howard,	Moorman,	Shoaff of Allen,
Cason,	Howk,	Morgan,	Shoaff of Jay,
Chambers,	Humphreys,	Mustard,	Spencer,
Cook,	Hutchings,	Newman,	Stone,
Davis,	James,	Niblack,	Tarkington,
De Bruler,	Johnson,	Noyes,	Veach,
Donaldson,	Jones,	O'Brien of H.,	Waterman,
Forrester,	Kemp of Dubois,	O'Brien of M.,	Williams,

Given,	Kemp of Vigo,	Osborne,	Woodruff, and
Gregg,	Kilgore,	Packard,	Mr. Speaker-72.
Gregory,	Lamb,		

None voting in the negative, so the bill passed.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House that the Senate has passed the following engrossed bills thereof, to-wit :

Senate bill No. 83. A bill providing that creditors and sureties shall have a right of action in certain cases before the debt or liability is due, and providing a remedy by attachment in such cases, and declaring when this act shall take effect.

Senate bill No. 101. A bill to amend section forty of an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in civil cases in the courts in this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Senate bill No. 72. A bill to amend section forty-two of an act entitled "an act to repeal all laws now in force for the incorporation of cities, to provide for the incorporation of cities, provide their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto.

Senate bill No. 97. A bill to provide for the regulation of fare charged by railroad companies or corporations, for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.

Senate bill No. 125. A bill to amend the 5th section of "An act entitled 'an act to amend an act entitled an act for incorporating the Wabash Manual Labor College, and Teachers' Seminary,'" approved January 15, 1834, approved February 8, 1851.

Senate bill No. 18. A bill to amend section 23 of an act enti-

itled "An act to provide for the opening, vacating and changing highways," approved January 17, 186-.

Senate bill No. 99. A bill to provide for issuing fee-bills, and executing against sureties on appeal bonds in cases appealed to the Circuit or Common Pleas Courts.

Senate bill No. 96. A bill requiring the Clerks of the Common Pleas and Circuit Courts and County Auditors to make indexes to records in certain cases.

Senate bill No. 126. A bill to amend the 5th section of an act entitled "An act regulating the adoption of heirs," in which the concurrence of the House is respectfully solicited.

By consent of the House, Mr. Cason offered the following resolution, which was adopted:

Resolved, That when this House adjourns it adjourn until to-morrow at 9 o'clock, A. M.

Adopted.

The House adjourned until to-morrow at 9 o'clock, A. M.

FRIDAY, 9 o'clock, A. M., }
February 20, 1863. }

The House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Shoaff of Jay:

A petition from the citizens of Randolph county asking for a law prohibiting negroes from bearing arms.

Referred to the committee on the enforcement of the 13th article of the Constitution.

By Mr. Hetfield:

A petition from the citizens of Fountain county, on the same subject.

Referred to the same committee.

By Mr. Packard:

A petition praying for the establishment of an additional Military Board.

Referred to the Committee on Military Affairs.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howk, Chairman of the Committee on the Judiciary:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 208, entitled "An act limiting actions on forfeited recognizances," to respectfully report that they have had the same under consideration, and they herewith return said bill to the House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 225, entitled "An act providing for the reduction of the par value of the shares of the capital stock of private corporation of this State in certain cases," to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof."

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Kilgore, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 28, entitled "An act in addition to the 1st section of an act passed in 1861, entitled an act to amend the

2d section of an act entitled an act to amend the 207th, and 208th sections of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, so as to authorize a change of venue in certain cases, approved March 5, 1859, and to make additional provisions on the same subject," to respectfully report that they have duly considered the same, and there being another bill pending before this House embracing the same subject-matter, they recommend that said bill lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 230, entitled "An act to prevent persons from tearing down, removing, defacing or destroying any legal advertisements, handbills, or other public notices, lawfully posted up, and prescribing the punishment for a violation of this act, and defining what court shall have jurisdiction," to respectfully report that they have duly considered the same, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Packard, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 177, entitled "An act supplemental to an act providing for the redemption of real property, or any interest therein sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith," approved June 4, 1861, to respectfully report that they have duly considered the same, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 209, entitled "An act entitling attorneys to liens on judgments for their services," to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and they recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Lake, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 186, entitled "An act to amend section 1 of an act entitled 'an act to authorize the formation of companies for the detection and apprehension of horse thieves, and other felons, and defining their powers,' approved March 9, 1852," to respectfully report that they have duly considered the same, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 148, entitled "A bill to more effectually prevent injury to grain growing in fields, or standing in stacks or ricks, prescribing punishment therefor, and providing for the detection of persons guilty of committing such injury," to respectfully report that they have had the same under consideration and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Howk, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No 217, entitled "an act to repeal the 57th

section of an act entitled 'an act defining felonies, and prescribing punishment therefor,' approved June 10, 1852, to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 179, entitled "An act amending the providing clause of section 32, and repealing the first providing clause of section 33, of an act entitled 'an act regulating the fees of officers and repealing former acts in relation thereto,' approved March 2, 1855, to respectfully report that they have duly considered the same, and they are of the opinion that said bill, in its present form is unconstitutional; they therefore recommend that said bill lie upon the table.

The report was concurred in, and the bill laid upon the table.

By Mr. Griffith, from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred Senate bill No. 24, a bill to provide for the execution of conveyances by County Auditors for school laws, when the certificate has not been properly assigned, or assignment acknowledged in certain cases," have had the same under consideration, and recommend the bill be amended by inserting in section 1, line 4, after the word "commission" the words "or Auditor," and when so amended, they recommend the passage of the bill.

The report, with the amendments, was concurred in, and the bill was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hall,	Kendrick,	Pettibone,
Abbett,	Hanna,	Lake,	Priest,
Beyerle,	Harden of W.,	Lamb,	Puett,

Bird,	Hardin of Perry,	Lee,	Reitz,
Blocher,	Hershey,	Leeds,	Richardson,
Branham,	Hetfield,	Lemmon of H.,	Rippey,
Brogan,	Higgins,	Lemmon of S.,	Roberts,
Brown,	Holcomb,	Marshall,	Robinson,
Budd,	Hon,	McCaughey,	Roe,
Cason,	Hostetter,	Miller,	Shaffer,
Cass,	Howard,	Milroy,	Shoaff of Allen,
Chambers,	Howell,	Moorman,	Shoaff of Jay,
Collins,	Hawk,	Morgan,	Spencer,
Cook,	Humphreys,	Mustard,	Stone,
Davis,	Hutchings,	Mutz,	Van Buskirk,
De Bruler,	James,	Niblack,	Veach,
Donaldson,	Johnson,	O'Brien of M.,	Waterman,
Ferris,	Jones,	Osborne,	Williams,
Gregg,	Kemp of Dubois,	Packard,	Woodruff, and
Gregory,	Kemp of Vigo,	Perry,	Mr. Speaker—81.
Grillith,			

None voting in the negative.

So the bill passed.

By the same :

MR. SPEAKER :

The Committee on Education, to whom was referred House bill No. 24, "a bill to amend an act to provide for a system of Common Schools," &c., and House bill No. 131, "a bill to amend section 10 of an act to provide for a system of Common Schools," &c., have had the same under consideration, and have instructed me to report the same back, and recommend that they lie upon the table.

The report was concurred in.

By Mr. Holcomb, from the same committee :

MR. SPEAKER :

The Committee on Education, to whom was referred a resolution instructing them to inquire into the expediency of so amending sections 14 and 15 of the common school law as to permit persons to be transferred from and to adjoining counties, for educational purposes, &c., and to release the persons so transferred from

the payment of special school tax, &c., have had the same under consideration, and direct me to report that the law already allows the first, and the second amendment is now pending; the committee therefore recommend that said resolution lie upon the table.

The report was concurred in.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to present the following enrolled acts of the Senate, to-wit:

Enrolled act No. 26, of Senate. An act to amend the 12th section of an act entitled "An act touching the relation of guardian and ward," approved June 9, 1852.

Enrolled act No. 6, Senate. An act ceding to the United States of America jurisdiction over certain lands, and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and exempting the same from taxation.

Enrolled act No. 32, Senate. An act to provide for the publication of notice of the pendency of suits as against defendants whose residence is unknown; to which the signature of the Speaker is respectfully solicited.

By Mr. Holcomb, from the Committee on Education:

MR. SPEAKER:

The Committee on Education, to whom was referred House bill No. 186, have had the same under consideration, and direct me to report the following amendment, and when so amended, recommend its passage:

Amend section 12 of this act by adding to section 162 of the act hereby amended the following words: "And that the proceedings of said Board and other school officers and teachers shall not be materially changed oftener than once in five years." That section 13 of this act which amends section 9 of the act hereby amended, by inserting after the first occurrence of the word "schools," in the seventh line from the top, the following words: "And expend as near as practicable, the common school revenue for tuition, which

may be apportioned to his township, town, or city within the current year, for which such apportionment is made." That section 14 of this act, which amends section 15 of the act hereby amended, by inserting after the word "city," in the second line from the top, the following words: "In an adjoining county;" and by adding to said section the following words: "*Provided*, The persons so transferred shall be released from the payment of special school tax in the township, town or city in which they reside." And amend section 82 of the act hereby amended to read as follows: "The amount loaned to any person or company shall not exceed six hundred dollars."

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Howell, from the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Charles C. Campbell, for one hundred and seventy-nine dollars, expended by him as sheriff of Marion county, in arresting certain fugitives from justice, have had the same under consideration, and find that the same is not sufficiently explicit, having no date whatever, and they direct me to report the same back to this House, and recommend that it lie on the table.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of C. A. Ferguson, for twelve dollars and twenty-five cents, for one clock, &c., have had the same under consideration, and beg leave to report said claim to be correct, and recommend that the Committee on Ways and Means be instructed to incorporate in the specific appropriation bill an allowance for the same.

The report was concurred in.

By Mr. Humphreys, from the Committee on Fees and Salaries:

MR. SPEAKER:

The Committee on Fees and Salaries, to whom was recommit-

ted House bill No. 112, entitled "an act to amend section one hundred and nineteen of an act entitled an act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana, for the election of township assessors, and prescribing the duties of assessors and appraisers of real property, county treasurers, and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852, with instructions to amend so as to make the bill repeal section one hundred and nineteen of the above entitled act, have duly considered the same, and have instructed me to report the following bill, and recommend its passage :

House bill No. 233. An act to repeal section one hundred and nineteen of an act entitled "an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana, for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers, and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.

The bill was read, and passed to a second reading.

By Mr. Ferris, from the Committee on the Rights and Privileges of the Inhabitants of this State:

The Committee on the Rights and Privileges of the Inhabitants of the State, to whom was referred House bill No. 172, an act to provide for the regulation of fare charged by railroad corporations or companies for the transportation of passengers on railroads, and prescribing penalties for the violation of this act, have had the same under consideration, and the committee have directed me to report the same back and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Anderson, from the Committee on the Judiciary:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 181, entitled "an act to amend the 122d section of an act entitled 'an act providing for the election and qualification of justices of the peace, and defining their jurisdiction and powers in civil cases,'" approved June 9, 1852, to re-

spectfully report that they have had the same under consideration, and they herewith return the same to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Miller, from the Committee on County and Township Business :

MR. SPEAKER :

The Committee on County and Township Business, to whom was recommitted House bill No. 120, with instructions to amend, have had said bill under consideration, and instruct me to report the same back to this House with an amendment, and when so amended, would respectfully recommend its passage :

Amend by striking out all after the word "seal," in the fourteenth line of the amended section, and insert the following, to-wit :
 " But such acknowledgments, depositions, or certificates shall not be valid unless attested by the official seal of such surveyor, but when so attested they shall have the same force and effect, to all intents and purposes, as if taken by a notary public, or any other officer authorized by law to take and certify the same."

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 174, restricting the number of justices in each township to one, have had the same under consideration, and have instructed me to report it back to this House, and recommend that it lie on the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred a resolution instructing them to inquire into the propriety of providing by law that each tax payer be required to make

out a list of his taxable property, under oath, and require the assessor to appraise the same, have directed me to report that they have duly considered the subject, and believe the legislation contemplated would be inexpedient; they therefore return the resolution to the House, and suggest that it be laid on the table.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 183, to prevent hogs from rooting at large, have had the same under consideration, and, being of the opinion that such legislation is inexpedient, have instructed me to report it back to this House, and recommend that it lie on the table.

The report was concurred in.

By Mr. Cook, from the same committee:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred the memorial of sundry citizens of Memphis, Martin County, asking the Legislature to change the name of their town, have instructed me to report that there is a law on the statute books affording the remedy your petitioners seek. The Committee direct me to return the said petition to the House, and recommend that it lie on the table.

The report was concurred in.

By Mr. Stone, from the same committee:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House bill No. 171, increasing the amount of a County Auditors bond to twenty thousand dollars, have had the same under consideration, and have instructed me to report it back with an amendment, and when so amended would respectfully recommend its passage.

Amend by striking out the word "twenty" where it occurs in the amended section, and insert the word "five."

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Perry, from the same committee :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House bill No. 176, authorizing constables to administer oaths, have had the same under consideration, and instruct me to report it back to this House, and respectfully recommend that it pass.

The report was concurred in, and the bill ordered to be engrossed.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to present enrolled act of the Senate No. 20. An act to amend section thirty-three of an act entitled an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana, for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the treasurer and auditor of State, approved June 21, 1852, to which the signature of the Speaker is requested.

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed House bill No. 59, being an act to empower sheriffs to offer lands and other property for sale on execution at the door of the Clerk's office, with the accompanying engrossed amendments, and request the concurrence of the House in said amendments.

By Mr. Shoaff of Jay, from the Committee on Roads :

MR. SPEAKER :

The Committee on Roads, to whom was referred House bill No. 56, "An act to provide that Road Tax shall be worked out before the first day of August in each year," have duly considered the same, and believe that the passage of said bill is inexpedient, and therefore respectfully recommend that it be laid on the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Roads, to whom was reported Senate bill No. 30. "A bill to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties, and to repeal laws inconsistent therewith," have had the same under consideration, and respectfully report it back to the House, and recommend its passage.

The bill was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lake,	Pettibone,
Abbett,	Hardin of P.,	Lamb,	Priest,
Anderson,	Harney,	Lasselle,	Puett,
Beyerle,	Hershey,	Lee,	Reitz,
Bird,	Hetfield,	Leeds,	Richardson,
Blocher,	Higgins,	Lemmon of H.,	Rippey,
Branham,	Holcomb,	Lemmon of S.,	Roberts,
Brogan,	Hon,	Marshall,	Robinson,
Budd,	Hostetter,	McCaughey,	Roe,
Cason,	Howard,	Miller,	Shaffer,
Cass,	Howell,	Moorman,	Shoaff of Allen,
Chambers,	Howk,	Morgan,	Shoaff of Jay,
Cook,	Humphreys,	Mustard,	Spencer,
Davis,	Hutchings,	Mutz,	Stone,
De Bruler,	James,	Newman,	Van Buskirk,
Forrester,	Johnson,	Niblack,	Veach,
Gregg,	Jones,	O'Brien of M.,	Waterman,
Gregory,	Kemp of Dubois,	Osborne,	Williams,
Griffith,	Kemp of Vigo,	Packard,	Woodruff, and
Hall,	Kendrick,	Perry,	Woollen—81.
Hanna,	Kilgore,		

Those who voted in the negative were—

Messrs. Collins, Donaldson, and Milroy—3.

So the bill passed.

Mr. Shoaff of Jay, offered the following amendment to the title:
insert the word "of" after the word "repairs."

Adopted.

By the same :

MR. SPEAKER:

The Committee on Roads, to whom was referred House bill No. 164, "An act to amend the 8th section of an act to amend the act entitled an act authorizing the construction of plank, McAdamized, and gravel roads, and to empower the same to make sale of a portion of their roads," approved February 28, 1855, have had the same under consideration, and have instructed me to report it back to the House, and recommend its passage.

The report was concurred in.

By Mr. Hardin of Perry, from the same committee :

MR. SPEAKER:

The Committee on Roads, to whom was re-committed House bill No. 25, with instructions to strike out of said bill all that provides for removing houses, have had the same under consideration, and direct me to report the same back to this House, and recommend that said bill be amended by striking out all in said bill that relates to removing houses. The committee also recommend that said bill be further amended by striking out in the first section thereof, where the same occur, the words "at least fifty feet wide," and insert in lieu thereof the words "at least thirty feet wide," and the committee recommend that said bill, when so amended, so pass.

The report was concurred in and the bill ordered to be engrossed.

By Mr. Hershey, from the same committee :

MR. SPEAKER:

The Committee on Roads, to whom was referred the petition of H. L. Fuller, Thomas Clark, and other citizens of Lake county, asking that there be a general law passed enabling the inhabitants living on and along the State line to lay out public highways, have had the same under consideration, and have unanimously instructed me to return the same to the House, and report that it is inexpedient to take any action thereon.

The report was concurred in.

By Mr. Milroy, from the Committee on Agriculture:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred the accompanying petition or claim for three thousand six hundred dollars damages done to the real estate, &c., of the State Board of Agriculture, have had the same under consideration, and have directed me to report the same back and have the same referred to the Committee of Ways and Means, with directions to incorporate said claim in the proper appropriation bill, the claim being just and proper.

The report was concurred in, and the petition so referred.

By Mr. Hall, from the same committee:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred joint resolution No. 21, in reference to what is known as the Morrill Tariff, have had the same under consideration, and instruct me to report the same back to this House and recommend its passage.

A message from the Governor, by Mr. Holloway, his Private Secretary.

STATE OF INDIANA,
EXECUTIVE DEPARTMENT,
Indianapolis, February 19, 1863. }

To the Senate and House of Representatives of the General Assembly of Indiana:

I beg leave to call your attention to the subject of the State Arsenal. Up to the 1st day of January, 1863, ammunition to the value of \$404,697 47 had been prepared and sold to the United States. Of this amount, \$211,102 09 have been paid into the State Treasury. A warrant for \$68,701 62, issued by the United States Treasury Department, was returned to that department as part payment of the National Direct Tax due from this State; \$52,751 12 were credited to the Government for materials furnished to the ar-

senal by the Government, while the sum of \$72,142 64 remains due and unpaid to the State.

There was, at the same time, ammunition on hand to the value of \$11,919 47, and materials, the cash value of which was \$55,544 96; also, tools and implements valued at \$6,088 05, and buildings erected valued at \$3,425 00, making together the sum of \$481,674 95.

To the Arsenal assets are to be added the following accounts due to the State, from the United States, and paid by the State out of the proceeds of the Arsenal:

Expended in the care and repair of small arms, \$12,589 65; amount paid for equipments, &c., to complete batteries, \$3,955 88, making total amount of Arsenal assets, \$498,220 48.

The total amount of expenditures of every kind, an account of the Arsenal up to January 1, 1863, were \$422,470 75, leaving a balance in favor of the State of \$175,749 73.

The prices paid the State for ammunition by the Government, were negotiated by Col. Sturm, under my instructions, that he should fix such rates as would fairly indemnify the State for all expenditures incurred on that account, but nothing more, as it was not desired to make a profit off the Government.

The balance in favor of the State results from the judicious purchase of materials, and general economy and good management in the affairs of the Arsenal.

From the annexed communication of Col. Sturm, to which your attention is particularly called, it will appear that our ammunition has cost the Government much less than it has been paid elsewhere for ammunition of the same kind and quality, while, at the same time, greater compensation has been paid here for the labor of the operatives employed.

Employment has been furnished to many persons, sometimes to the number of five hundred, and great relief has resulted to many families who would otherwise have been without the means of support. My instructions to Col. Sturm were to give preference in the employment of operators to those whose parents, children or relatives were in the army.

The following extract from a former message will present the origin and history of the Arsenal:

When our first regiments were ready to take the field, they were unprovided with ammunition, and as none could be readily procured, it became necessary to have it prepared. Mr. Sturm, now

the Lieut. Colonel of the 54th regiment, was engaged for that purpose. He had studied the art in Europe, and was thoroughly instructed in all its details. He succeeded well in the enterprise from the beginning, and his ammunition was pronounced the very best in use. Thus was the Arsenal established, and as the demand for ammunition daily increased, and the necessity, so far from passing away, became constantly greater as the war progressed. What was first intended as a temporary convenience, became a larger and permanent establishment. Lieut. Col. Sturm continued at the head of the establishment, managing it with great success and ability, preparing ammunition of every description for artillery and small arms, not only supplying our troops when going to the field, but sending immense quantities to the armies in the West and South. In several emergencies, the armies in the West and South were supplied from here, when they could not procure it in time from other Arsenals, and serious disaster thereby avoided.

While the Arsenal has been of great service to Government and the State, and by its demand for labor, has afforded relief to many persons, it has been the source of much responsibility and anxiety. The operations have been larger, and had they been unfortunate, it would have subjected me to much censure at the hands of the public. It is not necessary that I should longer take this responsibility, and I therefore refer the subject to the Legislature, with the suggestion, that if it be desired to continue the institution until the buildings for the Government Arsenal shall be completed, (which will be from one to two years), that legal provision and sufficient appropriations be made therefor.

O. P. MORTON,
Governor of Indiana.

INDIANAPOLIS, February 12, 1863.

To His Excellency, O. P. Morton, Governor of Indiana:

In answer to your letter of inquiry of to-day, I have the honor to state that the total amount of ammunition fabricated at this Arsenal up to January 1, 1863, is as follows:

Total, 98,507 rounds of cannon ammunition, 21,915 000 rounds of small arm ammunition.

The average cost of labor for making catridges up to December, 1862, has been \$1 25 per thousand.

The average cost of the ball cartridge complete, including materials, labor, &c., has been

For Elongated Ball Cartridges.....	\$11 15	per thousand.
For Round Ball and Buck, &c.,.....	9 80	" "
For Ball Catridge.....	9 80	" "
For Blank Musket Cartridges.....	4 25	" "
For Blank Pistol Cartridges.....	3 30	" "

The average prices paid for materials up to December, 1862, are as follows :

SMALL ARM AMMUNITION.

Musket Powder per lb., including freight per lb.....	\$0 22
Percussion Caps per thousand, including freight per lb.....	75
Lead Bullets per lb., including freight per lb.....	7 35-100
Cartridge Paper per lb., including freight per lb.....	8½
Thread and Twine per lb., including freight per lb.....	60
Beeswax per lb.....	35
Tallow per lb.....	8½
Ammunition Boxes, each.....	30
Amount of Ammunition sold to the United States up to January 1, 1863.....	\$404,697 47
Amount of Ammunition on hand January 1, 1863...	11,919 47
Value of Materials on hand January 1, 1863.....	55,544 96
Amount expended on account of small arms, to be charged to the United States.....	12,589 65
Amount paid for Equipments, &c., to complete Batte- ries, &c., to be charged to the U. S.....	3,955 88
Value of Tools on hand.....	6,088 05
Value of Buildings erected.....	3,425 00
Total amount.....	\$498,220 48
Total amount of expenditures of this department up to January 1, 1863.....	422,470 75
Profit to the State.....	\$75,749 73

This profit has acerued on account of the difference in the actual

cost price of the ammunition, and the price paid by the United States Government. In June, 1862, I was called to Washington to appear before the Commission on Ordnance and Ordnance Stores, for the purpose of settling our account against the United States for ammunition, and was then requested by the Commission to charge a certain fixed price for the ammunition manufactured at this Arsenal, this price to include all expenses for the care and preservation of all ordnance and ordnance stores, (except small arms,) so that no charge for this should be made by the State at some future time; and not being able to determine, beforehand, exactly what expenses the State might be compelled to incur, I fixed the following prices for our ammunition, which were agreed to by the Commission, and deemed by them to be both reasonable and just:

6 Pounder rounds shot, fixed.....	\$ 90
12 Pounder rounds shot, fixed.....	1 40
12 Pounder Howitzer Shell, fixed.....	1 55
12 Pounder Gun Shell, fixed.....	1 80
32 Pounder Howitzer Shell, fixed.....	3 00
12 Pounder Case Shot, fixed.....	1 80
12 Pounder Gun Shot, fixed.....	2 10
6 Pounder Case Shot, fixed.....	1 60
12 Pounder Howitzer Canister, fixed.....	1 50
12 Pounder Gun Canister, fixed.....	1 70
6 Pounder Canister, fixed.....	1 25
3 Inch Canister, fixed.....	1 25
2 Pound Blank Cartridges.....	60
1½ Pound Blank Cartridges.....	50
1¼ Pound Blank Cartridges.....	45
1 Pound Blank Cartridge.....	40
Blank Musket Cartridge.....	5 00
Blank Pistol Cartridge.....	5 00
Cal. 71.5, rounds Ball Cartridge.....	11 75
Cal. 69, rounds Ball Cartridge.....	11 50
Cal. 71.5, Buck and Ball.....	15 00
Cal. 69, Buck and Ball.....	11 50
Cal. 71.5, Expanding Ball Cartridge.....	14 00
Cal. 69, Expanding Ball Cartridge.....	13 50
Cal. 58, Expanding Ball Cartridge.....	13 50
Cal. 57.7, Expanding Ball Cartridge.....	13 50

Cal. 54, Expanding Ball Cartridge.....	13 00
Cal. 54, Mississippi Rifle Cartridge.....	13 00
Colt's Rifle Cartridges.....	15 00
Cal. 69, Buck Shot Cartridge.....	16 00
Army Revolver Cartridge.....	7 50
Navy revolver Cartridge.....	7 50

The above prices, considering the cost of materials and labor at the time, I judged, would protect the State against any loss, and as I have since learned, are less than the cost of ammunition manufactured at other places.

The following statement will show the comparative cost of materials and ammunition fabricated at the Indiana and Ohio Arsenals, the items of which have been taken from the Official Report of the Quartermaster General of Ohio:

Cost of labor at Indiana Arsenal per M.....	\$1,25
Cost of labor at Ohio Arsenal per M.....	,90 2-100
Difference in favor of the Indiana Arsenal.....	,34 98-100

COST OF MATERIALS.

	At Indiana Arsenal.	At Ohio Arsenal.	Difference in favor of the Indiana Arsenal.
Musket Powder, per pound..	\$ 22	\$ 23	\$ 01
Percussion Caps, per M.....	75	1 50	75
Lead Bullets, per pound....	7 35-100	10	2 65-100
Cartridge Paper, per pound..	8½	11	2½
Thread and Twine, per pound	60	95	35
Beeswax, per pound.....	35	37	02
Tallow, per pound.....	8½	11	2½
Ammunition Boxes, each....	30	55	25
Cost of Elongated Ball Cartridges, completed.....	\$11 15	\$14 05	\$2 90

The average price we have charged the Government for the Elongated Ball Cartridges is \$13 25-100 per M. This is eighty

cents less than they cost the State of Ohio, although we have made at that price a profit of \$2 10-100 per M.

I am sir,

Very respectfully,

Your obedient servant,

H. STURM, *Col.*,

Chief of Ordnance for Indiana.

Mr. Shoaff of Allen obtained leave of absence on account of sickness.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

By Mr. Hall:

Resolved, That the Auditor of State be requested to report to this House, at his earliest convenience, the several amounts of the following funds, that properly belong to the common school fund, to-wit: The Saline Fund, Bank Tax Fund, Surplus Revenue Fund, Congressional Township Fund, The fund from Estates without Heirs, Swamp Land Fund, and whether any of said funds are in condition to enable this General Assembly to invest the same, as provided by the fourth section of the eighth article of the Constitution of the State of Indiana, and if so, what funds, and the amount of each.

The order of business was informally passed over, and the following bills were introduced, read the first time and passed to a second reading.

By Mr. Niblack:

House bill No. 234. An act supplemental to the several acts heretofore passed, in relation to ditching and draining the swamp lands donated by the United States.

By Mr. Gregory:

House bill No. 235. An act for the relief of Jacob Haines, of Warren county.

House bill No. 236. An act to confirm a purchase of certain real estate made by the Board of Control of the State Prison North, of the Pittsburgh, Fort Wayne & Chicago Railroad Company.

(Mr. Holcomb in the chair.)

By Mr. Buskirk:

House bill No. 237. An act to amend the first, second, and third sections, and to repeal the seventh section of an act entitled an act relating to the State University, supplemental to, and amendatory of the second section of an act entitled "an act providing for the government of the State University, the management of its funds, and for the disposition of the lands thereof," approved June 17, 1852, and for securing a more economical administration of its affairs, by lessening the number of its Board of Trustees, and limiting the expenses of managing its funds, and to extend the time of final payment for University lands, and to exempt purchasers of such lands from forfeiture of the same, and to provide for the sale of forfeited lands.

By Mr. Mustard:

House bill No. 238. An act to amend sections fourteen and fifteen of an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to repeal all former laws contravening the provisions of this act, and providing penalties for violation thereof," approved March 5, 1859.

By Mr. Packard:

House bill No. 239. An act to amend the twenty-ninth section of an act entitled an act regulating General Elections, and prescribing the duties of officers in relation thereto, approved June 7, 1852.

By Mr. Kemp of Dubois:

House bill No. 240. An act supplemental to an act touching the relation of guardian and ward, approved June 9, 1852.

By Mr. Packard:

House bill No. 241. An act to amend the seventh section of "An act regulating the Fees of Officers, and repealing former acts in relation thereto," approved March 2, 1855.

By Mr. Hanna :

House bill No. 242. An act for the relief of Grafton F. Cook-erly and Calvin Jones.

By consent of the House, Mr. Packard introduced House joint resolution No. 32:

A joint resolution instructing our Senators, and requesting our Representatives in Congress, to vote against the acceptance by the United States of Legue Island for the location of a Navy Yard;

Which was read, and passed to a second reading.

By consent of the House, Mr. Miller made the following report from a select committee :

MR. SPEAKER :

The Select Committee, raised for the purpose of ascertaining the number of pages a revised edition, in pamphlet form, of so much of the law on the subject of decedents estates as relates to the duties of Executors, Administrators and Guardians would make, and to ascertain the cost of printing one copy to every two hundred inhabitants of the State, have instructed me to report that, from the best data they could obtain, they estimate the number of pages at not exceeding forty-eight, and the cost of printing ten thousand copies, including paper and binding, at \$510 00, as will be shown by the communication of Joseph J. Bingham, which is herewith submitted and made a part of this report. In the judgment of your committee, the printing of said edition would be of great utility, and they beg leave to introduce the following joint resolution, and recommend its passage :

Resolved, That a committee of three be raised to ascertain as near as may be, how many pages a revised edition, in pamphlet form, of so much of the law as relates to the settlement of decedents estates and the duties of executors, administrators and guardians, with the necessary forms appertaining thereto, will make, and to ascertain, also, the probable cost to the State of printing one copy

to every two hundred inhabitants of the State, of such edition, and report their action to this House for its consideration at an early day.

INDIANAPOLIS, February 13, 1863.

MR. C. J. MILLER, Chairman,

DEAR SIR:—In answer to your inquiries in relation to the cost of printing a pamphlet edition of so much of the law as relates to the settlement of decedents estates and the duties of executors, including paper and binding; I reply, if your estimate that the matter will not exceed forty-eight pages is correct, it will cost the State for paper, including cover, printing and binding, \$510 00 for ten thousand copies.

Yours, very respectfully,

J. J. BINGHAM.

Joint resolution No. 33, to provide for the printing and distribution of a pamphlet edition of certain portions of the law relating to the settlement of decedents estates.

The resolution was read, and passed to a second reading.

The special order being the consideration of the report of the Committee on the Affairs of the State's Prison North.

Mr. Tarkington moved to concur in the report.

Mr. Brown moved to amend the motion to concur by referring the report to the Committee of Ways and Means.

Mr. Howard demanded a division of the question.

The question being on referring to the Committee of Ways and Means the payment of debts of contractors; it was so referred.

The question being on referring that portion of the report proposing an appropriation to the Committee of Ways and Means; it was so referred.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to present to the House enrolled act No. 22, of the

Senate. An act to amend the fifty-fourth section of chapter seven, entitled an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, to which the signature of the Speaker is respectfully requested.

Mr. Hanna moved that the constitutional rule be suspended, and House bill No. 242 read the second time now.

The question being on the suspension of the rule.

Those who voted in the affirmative were—

Messrs.	Griffith,	Lake,	Pettibone,
Anderson,	Hall,	Lamb,	Priest,
Beyerle,	Hanna,	Lee,	Puett,
Bird,	Hardin of Perry,	Leeds,	Reitz,
Blocher,	Harney,	Lemmon of H.,	Richardson,
Branham,	Hershey,	Lemmon of S.,	Rippey,
Brogan,	Hetfield,	Marshall,	Robinson,
Brown,	Higgins,	Mason,	Roe,
Budd,	Holcomb,	McCanghey,	Shaffer,
Burton,	Hon,	Miller,	Shoaff of Jay,
Cason,	Hostetter,	Milroy,	Spencer,
Chambers,	Howard,	Moorman,	Stone,
Collins,	Howell,	Mustard,	Tarkington,
Cook,	Howk,	Mutz,	Van Buskirk,
Davis,	Humphreys,	Newman,	Veach,
DeBruler,	James,	Niblack,	Williams,
Donaldson,	Johnson,	Noyes,	Waterman
Forrester,	Jones,	O'Brien of H.,	Wolfe,
Given,	Kemp of Dubois,	O'Brien of M.,	Woodruff,
Gregg,	Kemp of Vigo,	Osborne,	Woollen, and
Gregory,	Kendrick,	Packard,	Mr. Speaker—83.

Those who voted in the negative were—

Messrs. Cass and Hutchings—2.

So the rule was suspended, and the bill read the second time.

Mr. Hanna moved to refer the bill to a select committee of five. Agreed to.

The Speaker appointed Messrs. Hanna, Niblack, Lemmon of Spencer, Van Buskirk and Griffith said committee.

The special order being the report of the compromise committee of thirteen, .

Mr. Spencer moved that the committee have further time until Tuesday next at 2 o'clock, P. M.

Messrs. Beyerle and Stone obtained leave of absence until Monday 2 o'clock.

The House proceeded with the consideration of joint resolution No. 21, pending at the adjournment at noon to-day.

Mr. Milroy demanded the previous question,
Which was ordered.

The question being, shall the resolution be engrossed ?

Messrs. Shaffer and Richardson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hetfield,	Lemmon of S.,	Richardson,
Abbett,	Holcomb,	Mason,	Rippey,
Blocher,	Hon,	McCaughey,	Roberts,
Brogan,	Howard,	Miller,	Shaffer,
Burton,	Howell,	Milroy,	Shoaff of Jay,
Collins,	Hawk,	Mutz,	Spencer,
Cook,	Humphreys,	Niblack,	Veach,
Donaldson,	Kemp of Dubois,	O'Brien of M.,	Waterman,
Given,	Kemp of Vigo,	Osborne,	Williams,
Hall,	Lake,	Packard,	Wolfe,
Harden of W.,	Lasselle,	Priest,	Woollen, and
Hardin of Perry,	Lee,	Puett,	Mr. Speaker—50.
Harney,	Lemmon of H.,	Reitz	

Those who voted in the negative were—

Messrs.	Gregg,	Jones,	Newman,
Anderson,	Gregory,	Kendrick,	Noyes,
Branham,	Griffith,	Kilgore,	O'Brien of H.,
Budd,	Hershey,	Lamb,	Pettibone,
Cason,	Higgins,	Leeds,	Robinson,
Cass,	Hostetter,	Moorman,	Roe, and
Chambers,	Hutchings,	Mustard,	Woodruff—28.
Davis,	James,		

So the joint resolution was ordered to be engrossed.

Mr. Holcomb offered the following resolution :

Resolved, That no member shall occupy the floor in debate longer than fifteen minutes at any one time, without unanimous consent of the House.

The resolution was laid over until to-morrow.

The House adjourned until to-morrow at 9 o'clock, A. M.

SATURDAY, 9 O'CLOCK, A. M., }
February 21, 1863. }

The House met.

The Journal was read and approved.

REPORTS FROM STANDING COMMITTEES.

By Mr. Holcomb, Chairman of the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred a joint resolution of the Senate No. 1, proposing amendments to the Constitution, have had the same under consideration, and have directed me to report it back and recommend the passage of the same.

By Mr. Given, from the same committee :

MR. SPEAKER :

The undersigned, members of the Committee on Education, to whom was referred a joint resolution of the Senate No. 1, proposing to amend the eighth and twenty-third sections of article four of the Constitution, beg leave to make the following minority report: That, in their opinion, the adoption of the proposed amendments would eventually destroy our common school system; that any change at the present time in our school system would be unwise

and injudicious; therefore, they recommend that said resolution lie upon the table.

The question being on concurring in the report of the minority of the committee,

It was not concurred in.

The report of the majority of the committee was concurred in, and the joint resolution ordered to a third reading.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill of the House, to-wit :

House bill No. 44. A bill to amend the sixth section of an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859.

Messrs. Howk and Gregg obtained leave of absence until Monday.

Mr. Pendleton obtained leave of absence on account of sickness.

By Mr. Holcomb, from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred "a joint resolution of the House, proposing an amendment to article eight of the Constitution," have had the same under consideration, and have directed me to report it back to the House, and recommend that it lie upon the table, for the reason that a Senate joint resolution, proposing the same amendment, is now pending in this House.

The report was concurred in.

By Mr. Garvin, from the same committee :

MR. SPEAKER :

The Committee on Education, to whom was referred a resolu-

tion instructing them to inquire into the expediency of so changing the law as to make it the duty of the Trustees of the several Townships to select and employ all the teachers necessary to teach the Common Schools in their respective Townships, have had the same under consideration and recommend that said resolution lie on the table.

The report was concurred in.

By Mr. Holcomb, from the same committee :

The Committee on Education, to whom was referred a resolution instructing them to inquire into the expediency of so amending the law as to authorize the loaning of the School Funds at a less rate of interest than is now fixed by law, have had the same under consideration and recommend that any change in the law on that subject would be inexpedient.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Education, to whom was referred a petition signed by sundry citizens of Perry County, that the sixth paragraph of section six, chapter six of the revised Statutes be so amended as to include a certain grant of land to the Tell City Free Schools, have had the same under consideration and direct me to report that further legislation upon that subject is unnecessary, as in their opinion said petitioners have under said section all that they desire; the committee therefore recommend that said petition lie upon the table.

The report was concurred in.

By Mr. Burton, from the Committee on the Trust Fund.

MR. SPEAKER :

The Committee on the Trust Fund, to whom was referred House resolution No. 12, (introduced by Mr. Miller), have had the same under consideration, and have instructed me to report the same back to the House, and recommend that it be referred to the Committee on the Sinking Fund, where it properly belongs.

The report was concurred in, and the resolution so referred.

By Mr. Forrester, from the Committee on the Sinking Fund.

MR. SPEAKER:

The Committee on the Sinking Fund, to whom was referred House bill No. 111. A bill to provide for the transfer of Sinking Fund Mortgages to Counties which are entitled to dividends of said fund, and prescribing the duties of certain officers and persons wishing such transfer, and repealing all laws and part of laws coming in conflict with this act, have had the same under consideration, and directed me to report the same back to the House, and recommend its passage.

The report was concurred in.

By Mr. Spencer, from the Committee on the Rights and Privileges of the Inhabitants of this State.

MR. SPEAKER:

The Committee on Rights and Privileges, to whom was referred House bill No. 169, introduced by Mr. Mutz, request me to say that they have had the same under consideration, and report the same back to this House, and recommend that the same be laid upon the table.

The report was concurred in.

By Mr. Miller, from the same committee:

MR. SPEAKER:

The Committee on Rights and Privileges, to whom was referred a resolution with instruction to inquire what legislation, if any, is necessary to prohibit the firing of guns or pistols on or across highways, or on the Sabbath day, to the disturbance of persons engaged in worship, have had the same under consideration and deem further legislation on that subject inexpedient, and direct me to report said resolution back, and recommend that it be laid on the table.

The report was concurred in.

By Mr. Kilgore, from the same committee:

MR. SPEAKER:

The Committee on Rights and Privileges of the Inhabitants of

this State, to whom was referred House bill No. 161, entitled "An act to amend the twenty-second section of an act entitled 'An act concerning enclosures, trespassing animals and partition fences,'" approved June 4, 1852, have had the same under consideration, and have directed me to report it back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Moorman, from the same committee:

MR. SPEAKER:

The Committee on the Rights and Privileges of the Inhabitants of the State, to whom was referred a resolution instructing them to inquire into the propriety of enacting a law to compel gravel, plank, MeAdamized and turnpike companies to erect their toll gates at such a distance from the dwelling houses of persons living on said road as not to interfere with their rights, or disturb the peace and comfort of such persons or their families, beg leave to report that they have duly considered the subject and are of the opinion that legislation on the subject would be inexpedient, and would therefore recommend that said resolution lie upon the table.

The report was concurred in.

By Mr. Rippey, from the Committee on Manufactures and Commerce.

MR. SPEAKER:

The Committee on Commerce and Manufactures, to whom was referred the resolution offered by Mr. Jones, instructing them to inquire into the expediency of taking measures for the introduction of machinery for the manufacture of flax linnen, to ascertain, if possible, what the probable costs would be, and if found practicable, to recommend an appropriation of \$—— for the encouragement of the enterprise, respectfully report that they have had the same under consideration, and have directed me to report that it is inexpedient to legislate on the subject at this time.

The report was concurred in.

By Mr. Lasselle, from the Committee on Engrossed Bills.

MR. SPEAKER:

The Committee on Engrossed Bills respectfully report that they have carefully compared engrossed House bills Nos. 32, 94, 116, 118, 142, 165, 170, 180, 191, 193, 205, and 211, with the original bills, and find that the same have in all respects been accurately and correctly engrossed.

REPORTS FROM SELECT COMMITTEES.

By Mr. Blocher :

MR. SPEAKER :

The select committee to whom was referred House bill No. 213, an act to amend the forty-fifth section of an act entitled "an act to provide for the opening, vacating, and change of highways," request me to say that they have had said bill under consideration, and to report the same back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Given :

MR. SPEAKER :

The select committee to whom was referred House bill No. 91, a bill to provide compensation to the owners of animals killed or injured by the cars, locomotives, and other carriages of any railroad in this State, and to enforce the collections of judgments rendered on account of the same, and to repeal all laws inconsistent therewith, and have instructed me to report the same back to the House, and amend by striking out all after the enacting clause and insert the following, and when so amended the committee recommend its passage :

SECTION 1. That lessees, assignees, receivers, and other persons, running or controlling any railroad, in the corporate name of such company, shall be liable, jointly or severally, with such company, for stock killed or injured by the locomotives, cars, or other carriages of such company, to the extent and according to the provisions of this act.

SEC. 2. That whenever any animal or animals shall be, or shall have been killed or injured by the locomotives, cars, or other carriages used on any railroad in, or running into or through this State,

whether the same may be, or may have been, run and controled by the company or the lessee, assignee, receiver, or other person, the owner thereof may go before some justice of the peace of the county in which such killing or injury occurred, and file his complaint in writing, and such justice shall fix a day to hear said complaint, and shall cause at least ten days' notice to be served on the railroad company, by a service of summons by copy, on any conductor of any train passing into or through said county, but in all such cases, when the value of any animal or animals so killed, or the injury done, shall exceed fifty dollars, the owner or owners of any such animal or animals may file his or their complaint, and prosecute his or their claim before such justice of the peace, in the court of common pleas, or in the circuit court of the county at his or their option.

SEC. 3. When such complaint shall be filed in the court of common pleas, or in the circuit court, the clerk of said court shall issue a summons thereon as in other cases, which summons shall be served by the sheriff on the railroad company defendant, at least ten days before the first day of the term, at which such case is to be heard, and such summons may be served by copy, on any conductor on any train on said road, passing into or through said county.

SEC. 4. The action may in all cases contemplated by this act, to be brought against the railroad as defendants, whether the same is or was being run by the company or by a lessee, assigned receiver, or other person, in the name of such company.

SEC. 5. On the hearing of any such cause, the court or jury trying the same shall give judgment for the plaintiff or plaintiffs, for the value of the animal or animals killed, or the injury done, without the regard to the question whether such killing or injury was the result of wilful misconduct or negligence, or the result of unavoidable accident; and if such cause be commenced in the Court of Common Pleas or Circuit Court of the county in which such animal or animals are killed, or such injury done, the court shall, on the motion of the plaintiff or plaintiffs, on the rendition of such judgment, or afterward, at any time when notice of such motion has been served on the railroad company defendant, at least ten days before the first day of the term of the court at which such motion is to be heard, order a writ to issue, directed to the Sheriff of the

proper county for any agent, conductor, employee of such railroad company, or of the lessees, receivers or assignors of such company, named in such motion, to appear forthwith, or at such time as the court may direct, and answer, upon oath, as to the amount of money in their hands, if any, belonging to such company, or to such assignees, lessees, receivers, as aforesaid, and also as to the probable amount of money received by such agents, conductors or employees, as aforesaid, belonging to such railroad company, lessees, assignees or receivers, as aforesaid; and such agent, conductor or employee, as aforesaid, shall answer that he has, or that they have any such money, or are in a constant receipt of money, as such agent, conductor or employees, as aforesaid, the court shall order such agent, conductor or employee, as aforesaid, to pay into the Clerk's office of such court, at such times as may be named by the court, such portions of the money so held or received, as aforesaid, not exceeding one half of the amount thereof, that may be deemed just by the court, until such judgment is fully paid and satisfied.

SEC. 6. Any person obtaining a judgment before a Justice of the Peace, for any animal or animals killed or injured by the cars, locomotives, or other carriages, by any railroad in this State, may, upon the filing of a certified transcript of such judgment in the office of the Clerk of the Common Pleas Court of the county in which such animal or animals are killed or injured, and upon the Clerk of such court entering the same on the order-book thereof, may, upon notice and motion made in such court, as specified in the fifth section of this act, shall be entitled to the order and proceedings as therein specified.

SEC. 7. This act shall not apply to any railroad security fund properly maintained by such company, lessee, assignee, receiver, or other person running the same.

SEC. 8. That any agent, conductor, or any employee who shall fail, refuse or neglect to perform or obey the orders of the courts, as specified in this act, shall be deemed guilty of contempt of the court, and fined in any sum not exceeding five hundred dollars, to which may be added imprisonment in the county jail for a period not exceeding six months.

SEC. 9. All laws, or parts of laws, in conflict with the provisions of this act are hereby repealed.

SEC. 10. Whereas, an emergency exists for the immediate taking effect of this act, the same shall be in force and take effect from and after its passage.

The amendment was adopted, and the bill, as amended, ordered to be engrossed.

Mr. Griffith, from a select committee on House bill No. 195, reported an amendment.

The bill and amendment were informally laid on the table.

Mr. Woollen, from a select committee on House bill No. 11, reported an amendment.

Mr. Moorman moved that the further consideration of the bill, report and amendment be postponed until Monday evening next at 7½ o'clock.

Agreed to.

RESOLUTIONS OF THE HOUSE.

By Mr. Waterman:

WHEREAS, There are a variety of opinions and constructions of the law, or laws, now in force for the re-survey of lands heretofore surveyed by the United States, thereby causing much trouble, litigation, and consequent expense to the people of the State; therefore, be it

Resolved, That the Committee on County and Township Business be instructed to inquire into the expediency of more clearly defining, by law, the mode of re-surveying lands heretofore surveyed by the United States, clearly specifying how the loss or overplus shall be adjusted in fractional, as well as whole sections, and said committee report by bill or otherwise.

Adopted.

By Mr. Blocher:

Resolved, That the Superintendents of the Institutes for the Education of the Deaf and Dumb, and the Hospital for the Insane be requested to furnish to this House a list of the names of the persons and firms from whom they have purchased dry goods, groceries, and every other article consumed in said institutions during the past fiscal year, together with the amount of each bill.

Adopted.

By Mr. Miller:

Resolved, (the Senate concurring,) That we go into the election of one trustee for each asylum, on Friday, 27th inst., at two o'clock P. M.

Adopted.

Mr. Humphreys moved to reconsider the vote of yesterday, by which House bill No. 174 was laid on the table.

Agreed to.

The bill was referred to the Committee on the Judiciary.

The following bills were introduced, read the first time, and passed to a second reading:

By Mr. Mason:

House bill No. 243. An act to enable the several judges of the circuit courts throughout this State, to appoint circuit prosecutors in case there be any charge of felony likely to be brought against the circuit prosecuting attorney, and to compel the foreman of the grand jury to report the fact of such felony likely to be so found against the prosecuting attorney to the judge of the court.

House bill No. 244. An act to amend the forty-first section of an act to amend an act entitled an act to repeal all general laws, now in force for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto, (which first act was approved March 9, 1857,) which amended act was approved March 11, 1861.

By Mr. Robinson:

House bill No. 245. An act to change the sixteenth section of an act entitled an act to fix the times of holding the common pleas courts in the several counties in this State.

By Mr. Niblack:

House bill No. 246. An act to classify the incorporated cities of the State of Indiana, and for the better regulation of the police of the same.

Mr. Miller moved to reconsider the vote by which Senate bill No. 33 was laid on the table.

Agreed to.

Mr. Miller moved to refer the bill to a select committee of three.

Agreed to.

The Speaker appointed Messrs. Miller, Shoaff of Jay, and O'Brien of Hamilton, said committee.

By consent of the House, Mr. Griffith offered the following resolution, which was adopted:

Resolved, That the Committee on Benevolent Institutions be requested to visit the Institutions for the Insane and Blind during the coming week, and that leave of absence be granted them for said purpose.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House that the Senate has passed the following concurrent resolution, to-wit:

WHEREAS, The policy pursued by the military authorities having charge of the volunteer militia of this State in the prosecution of the war, in refusing furloughs to our sick and wounded soldiers whereby they could return to their homes for the restoration of their health, until their final recovery was beyond reasonable hope, is a needless and cruel sacrifice of the lives of our citizen soldiers, detrimental to the public service by discouraging enlistments, and creating a feeling of hostility to the war;

AND WHEREAS, The Legislature of Indiana has already placed the necessary means in hands of the Governor, to avert as far as possible the sad calamities of this which is filling our State with desolated homes, and is still willing to adopt every means within its power to save the lives of those who have generously and patriotically offered them to the service of their country, for the restoration of the Union; therefore,

Be it resolved by the Senate (the House concurring,) That His Excellency, Oliver P. Morton, together with our Senators and Representatives in Congress, be and they are hereby respectfully

requested to use their influence with the War Department, in such manner as shall procure for each sick and wounded Indiana soldier a furlough home at the expense of the Government, whenever the regimental or hospital surgeon shall certify that said sick or wounded soldier is not likely to be fit for duty within twenty days.

Resolved, That suitable arrangements also be made whereby all such furloughed soldiers of this State shall be reported to the Adjutant General of the State, their names, places of residence, and the time for which they have been furloughed, in order that at the expiration of their furlough, or at such time after the expiration thereof as they shall be declared fit for duty by competent surgeons, at their place of residence, all such may by the Adjutant General of the State, be ordered back to their several regiments.

Resolved, That upon the passage of this concurrent resolution, a copy thereof be presented to the Governor, and one forwarded to each of our Senators and Representatives in Congress by the Secretary of State.

In which the concurrence of the House is respectfully requested.

The resolutions of the Senate were unanimously concurred in, and the Clerk ordered to inform the Senate thereof.

Mr. Noyes, from the Committee on Temperance, made the following report :

MR. SPEAKER :

The Committee on Temperance, to whom was referred House bill No. 214, being a bill to amend the third section of an act entitled an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors ; to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof, approved March 5, 1859, have had the same under consideration and have directed me to report the same back, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

Mr. Milroy, by consent of the House, offered the following resolution, which was adopted :

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of so amending the road law as to

put all roads on lines that run parallel with said road, if said change does not injure or worst the road, and that a majority of road districts only be required to make such change without petitioning to County Commissioners, as the original law requires, and that the committee report by bill or otherwise.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK P. M.

House met.

BILLS ON THEIR SECOND READING.

The following bills were read the second time:

House bill No. 233. An act to repeal section 119 of an act entitled "An act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana; for the election of Township Assessors, and prescribing the duties of Assessors, Appraisers of Real Property, County Treasurers and Auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.

Referred to the Committee on the Judiciary.

House bill No. 234. An act supplemental to the several acts heretofore passed in relation to ditching and draining the Swamp Lands donated by the United States.

Referred to the Committee on Swamp Lands.

House bill No. 235. An act for the relief of Jacob Haines of Warren County.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

By Mr. Packard :

House bill No. 236. An act to confirm a purchase of certain real estate, made by the Board of Control of the State Prison

North, of the Pittsburg, Fort Wayne and Chicago Railroad Company.

Referred to the Committee on the Affairs of the State's Prison North.

House bill No. 237. An act to amend the first second and third sections, and to repeal the seventh section of an act entitled an act relating to the State University, supplemental to and amendatory of the second section of an act entitled "An act providing for the government of the State University, the management of its funds, and for the disposition of the lands thereof," approved June 17, 1852, and for securing a more economical administration of its affairs by lessening the number of its Board of Trustees and limiting the expenses of managing its funds, and to extend the time of final payment for University Lands, and to exempt purchasers of such lands from forfeiture of the same, and to provide for the sale of forfeited lands.

Ordered to be engrossed.

House bill No. 238. An act to amend section fourteen and fifteen of an act to regulate and to license the sale of spirituous, vinous, malt and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and providing penalties for violation, approved March 5, 1859.

Referred to the Committee on Temperance.

House bill No. 239. An act to amend the twenty-ninth section of an act entitled "An act regulating General Elections, and prescribing the duties of officers in relation thereto," approved June 7, 1852.

Referred to the Committee on Elections.

House bill No. 240. An act supplemental to an act entitled "An act touching the relation of guardian and ward," approved June 9, 1852.

Referred to the Committee on the Judiciary.

House bill No. 241. An act to amend the seventh section of "An act regulating the Fees of Officers, and repealing former acts in relation thereto," approved March 2, 1855.

Referred to the Committee on Fees and Salaries.

The following Senate bills were read the second time :

Senate bill No. 102. An act to authorize the Board of Directors of the Bank of the State of Indiana to remove any of its branches, and providing the conditions on which this act shall take effect.

Referred to the Committee on Banks.

Senate bill No. 112. An act to amend the seventh section of an act entitled "An act to provide for the election of a Reporter, and a speedy publication of the decisions of the Supreme Court, and for the compensation of such reporter," approved February 5, 1852.

Referred to the Committee on the Judiciary.

Senate bill No. 90. An act to authorize the Bank of the State of Indiana to reduce the capital stock of a branch or branches of said bank, and to close up to the business and affairs of a branch or branches of said bank, under certain regulations, and amendatory of an act entitled "An act to establish a bank with branches," passed March 3, 1855.

Referred to the Committee on Banks.

Senate bill No. 87. An act to amend section 25 of an act providing for the election or appointment of Supervisors of highways, and providing certain of their duties, and those of county and township officers in relation thereto, approved March 5, 1859.

Referred to the Committee on County and Township Business.

Senate bill No. 85. An act providing for the appointment of Master Commissioners, defining their duties, and fixing their compensation, and repealing all other laws on the subject.

Referred to the Committee on the Judiciary.

Senate bill No. 82. A bill to repeal an act entitled "An act to authorize the Bank of the State of Indiana to lay off and create five additional Bank Districts, and locate and establish branches therein," approved March 9, 1861.

Referred to the Committee on Banks.

Senate bill No. 73. An act to amend section 14 of an act entitled "An act authorizing the construction of plank, McAdamized and gravel roads, approved May 12, 1852, and to extend time in

which companies organized under said act shall commence and complete the construction of their roads."

Referred to the Committee on Corporations.

Senate bill No. 69. An act to amend section 76 of an act entitled "An act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852.

Referred to the Committee on the Judiciary.

Senate bill No. 62. An act to amend the first section of an act entitled "An act for the incorporation and continuance of building Loan Fund and Savings Association," approved March 5, 1857.

Referred to the Committee on Corporations.

Senate bill No. 59. A bill fixing the amount of fees to be paid into the State Treasury for the services of the Auditor and Secretary of State in certain cases, repealing all laws in conflict therewith, and amending the fourth section of an act supplemental to the Swamp Land act," approved June 14, 1852.

Referred to the Committee on Fees and Salaries.

Senate bill No. 58. "An act to amend an act to authorize the Board of Commissioners of the several counties in the State of Indiana, and the authorities of any incorporated city or town in said State, to make appropriations in certain cases, and to legalize certain appropriations therein specified," approved May 11, 1861, so as to authorize said Boards to make appropriations for bounties for volunteers, disintering, transportation and interring the bodies of deceased soldiers, and erecting monuments to their memories.

Referred to the Committee on County and Township Business.

Senate bill No. 66. A bill to amend the 134th section of an act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof, and liens thereto, and certain forms to be used in such settlement, approved June 17, 1852, and declaring when this act shall take effect.

Referred to the Committee on the Judiciary.

Senate bill No 74. An act to fix the time of holding the Com-

mon Pleas Courts in the fifth district, and to repeal all other laws on the same subject.

Referred to the Committee on the Organization of Courts.

Senate bill No. 57. An act entitled an act to allow county commissioners to organize Turnpike Companies, where a majority of persons representing the real estate within prescribed limits petition for the same, and to levy a tax for its construction and provide for the same to be free.

Referred to a select committee of five, consisting of Messrs O'Brien of Hamilton, Mustard, Newman, Miller, and Howard.

Senate bill No. 51. An act to amend the second section of an act entitled "an act relative to the salaries of public officers, providing the manner of paying the same, and the manner of re-imbursing the State for an increase of salaries," approved March 5, 1859.

Referred to the committee on Fees and Salaries.

Senate bill No. 52. An act to amend the 55th section of an act entitled "an act to amend an act to authorize and regulate the business of general banking," passed March 3, 1855.

Referred to the committee on Banks.

Senate bill No. 45. An act to amend the second section of an act in relation to county auditors, approved May 31, 1852.

Referred to the Committee on County and Township Business.

Senate bill No. 42. A bill defining the offense of bastardy, and prescribing the punishment therefor.

Referred to the Committee on the Judiciary.

Senate bill No. 40. A bill to amend section first of an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith.

Referred to the Committee on Education.

Senate bill No. 38. An act authorizing the sale of canals, authorizing the purchaser or purchasers, and his or their assignees, to organize companies, and fixing the powers of such companies, and excepting certain canals from the provisions of this act.

Mr. Perry offered the following amendment:

Amend fourth section by striking out all of said section after the first proviso, and insert the following: That it shall be the duty of said purchaser or purchasers, his or their heirs or assigns, to keep said canal in good, navigable condition, until a railroad is constructed along the same, as hereinafter provided for, and that the navigation of said canal shall only be obstructed and closed as said railroad is completed, and it shall further be the duty of said purchaser or purchasers, his or their heirs or assigns, to forever keep up and maintain the water power now in use on said canal, and upon failure of said purchaser or purchasers, or his or their heirs or assignees, to keep said canal in navigable condition, and to keep up the water power as aforesaid, said canal and all of the powers, rights, privileges, franchises, and immunities so purchased, and every thing passing by said sale, shall revert to said canal company, and become the property of the same as fully and completely as though said sale had never been made; *And provided further*, That such purchaser or purchasers, his or their heirs or assigns, shall take said canal, subject to all the rights of lessees of water power from said canal company, and in the future leasing thereof shall be in all things bound by the stipulations of the contracts now held by said lessees from said canal company, as to the manner in which said water power shall be let, and as to the disposition of the property held by said lessees, their heirs or assigns.

The bill and amendment were referred to a select committee of five, consisting of Messrs. Hall, Hetfield, Perry, Brogan, and Budd.

Senate bill No. 13. An act requiring all corporations formed, or which may hereafter be formed for the purpose of constructing, owning, controlling, or operating a railroad in this State, to elect three-fourths of the members of their board of directors from stockholders, resident in the State, excepting from the provisions of this act certain railroad companies that have consolidated their stocks and organizations, and affixing certain penalties for non-compliance with the provisions of this act.

Referred to the Committee on Railroads.

Senate bill No. 37. An act to amend the twentieth and twenty-first sections of the act entitled an act providing for the elections or appointments of supervisors of highways, and prescribing certain of their duties, and those of county and township officers, in rela-

tion thereto, approved March 5, 1859, and to make additional provisions on the same subject.

Referred to the Committee on County and Township Business.

The following joint resolutions were read the second time :

Joint Resolution No. 5. A joint resolution instructing our Senators and requesting our Representatives in Congress to use their influence to secure the payment of bounty to discharged and disbanded soldiers ;

Was read, and passed to a second reading.

Joint Resolution No. 28. A joint resolution providing for the payment of our soldiers in gold or its equivalent in paper currency.

Ordered to be engrossed.

Joint House Resolution No. 29. Joint House resolution as to connection with Eastern States.

Referred to the Committee on Federal Relations.

Joint Resolution No. 30. A joint resolution instructing our Senators and requesting our Representatives in Congress to oppose the passage of the law to indemnify the President, and those acting under him for illegal and arbitrary arrests.

Ordered to be engrossed.

Joint resolution No. 31. *Resolved*, That our Senators be instructed, and our Representatives in Congress be requested to oppose the passage of a general bankrupt law by Congress, during their term of office in Congress.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

Joint resolution No. 26. A joint resolution pledging the powers of the State to the support of the Union, and condemning certain official acts of the President of the United States.

Mr. Griffith offered the following amendment :

Amend fifth section by striking out all of said section and inserting as follows :

Resolved, That there is a law higher than any Constitution

written by man; *that law* being the revelation of the Divine will; and as that law requires all men to render unto Cæsar those things which are Cæsar's and unto God those things which are His, and as it is manifest that the Divine authority is incomparably superior to that of Cæsar, it is therefore unquestionable that he who follows the teachings of that law is not only more acceptably fulfilling his duties as a citizen, but is also bound by such superior authority where laws of God conflict with those of man, to obey the first, but as a good citizen to suffer the penalty for the disobedience of the latter. Further, that as said higher law inculcates obedience to the powers that be by the law of God, the only reliable standard for the government of man, socially or politically, therefore it is the duty of every citizen to obey every law of the land, which does not violate the great eternal principles of justice and truth revealed in God's law.

Further, That governments, to be properly a terror to the evil doer, and a praise to them that do well, must be erected upon those great principles promulgated by the law of God.

Amend section six by striking out all after the word *Indiana*, and inserting the following:

That the President of the United States *was* declared to the world that the present war was for the maintenance of the Union, and of the Constitution, we hereby indorse the use of all means having that much wished for consummation in view, but should the present administration change this contest to one for the abolition of slavery alone, every patriot should denounce and condemn it as unwise, unjust, unpatriotic, and as a visionary adoption of a shadow in lieu of the substance.

Amend last section by striking out and inserting as follows:

Resolved, That the arrests of citizens guilty, or supposed to be guilty of crime against the Government, without due process of law, is not warranted by the Constitution, unless a great overpowering necessity to save the nation does not admit of time to procure the necessary process, but when an arrest is made, immediately thereupon charges should be preferred, if any exist, that the parties arrested may have a full, free and impartial trial.

Referred to the Committee on Federal Relations, with instructions to inquire whether the doctrines inculcated in the first resolu-

tion of the proposed amendment do not conflict with the Declaration of Independence.

Joint resolution No. 32. A joint resolution instructing our Senators, and requesting our Representatives in Congress to vote against the acceptance by the United States of "League Island" for the location of a Navy Yard.

Ordered to be engrossed.

Joint resolution No. 33. A joint resolution to provide for the printing and distribution of a pamphlet edition of certain portions of the law relating to the settlement of decedents estates.

Referred to the Committee of Ways and Means.

The following Senate bills were read the first time, and passed to a second reading.

Senate bill No. 18. A bill to amend section twenty-three of an act to provide for the opening, locating and change of highways, approved June 17, 1852.

Senate bill No. 72. An act to amend section forty-two of an act entitled "An act to repeal all laws now in force for the incorporation of Cities, and to provide for the incorporation of Cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matter as properly pertains thereto.

Senate bill No. 83. An act providing that creditors and sureties shall have a right of action, in certain cases, before the debt or liability is due, and providing a remedy by attachment in such cases, and declaring when this act shall take effect.

Senate bill No. 96. A bill requiring the Clerk of the Common Pleas and Circuit Courts and County Auditors to make indexes to records in certain cases.

Senate bill No. 97. An act to provide for the regulation of fare charged by Railroad Corporations or Companies for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.

Senate bill No. 99. An act to provide for issuing fee bills and

execution against sureties in appeal bonds in cases appealed to the Circuit or Common Pleas Court.

Senate bill No. 101. An act to amend section 40 of "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State, to abolish distinct forms of actions at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Senate bill No. 125. A bill to amend the fifth section of an act entitled "an act for incorporating the Wabash Manual Seminary," approved January 15, 1834, approved February 8, 1851

Senate bill No. 126. A bill to amend the fifth section of an act entitled "an act regulating the adoption of heirs."

The House adjourned until Monday at 9 o'clock, A. M.

MONDAY, 9 o'clock, A. M., }
February 23, 1863. }

The House met.

The reading of the Journal was dispensed with.

Mr. Van Buskirk, from the Committee on Agriculture, made the following report:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred House bill No. 154, entitled "an act to provide for the opening of ditches, the changing of water courses, and keeping the same open, and repealing all laws inconsistent herewith," have had the same under consideration, and direct me to report the same back to the House and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

The House suspended the order of business, and took up House bills on their second reading.

The following bills were read the second time :

House bill No. 243. An act to enable the several Judges of the Circuit Courts throughout this State to appoint Circuit Prosecutors in case there be any charge of felony likely to be brought against the Circuit Prosecuting Attorney, and to compel the Foreman of the Grand Jury to report the fact of such felony likely to be so found against the Prosecuting Attorney to the Judge of the court.

Referred to the Committee on the Judiciary.

House bill No. 244. An act to amend the forty-first section of an act to amend an act to repeal all general laws now in force for the incorporation of cities, prescribing their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto.

Referred to the Committee on Corporations.

House bill No. 245. An act to amend the sixteenth section of an act entitled "an act to fix the time of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith," approved March 4, 1861.

Referred to the Committee on the Organization of Courts.

House bill No. 246. An act to classify the incorporated cities of the State of Indiana, and for the better regulation of the police of the same.

Laid on the table; and two hundred copies ordered to be printed for the use of the House.

The following Senate bills were read the second time :

Senate bill No. 18. An act to amend section 23 of an act entitled "an act to provide for the opening, vacating and change of highways," approved June 17, 1852.

Referred to the Committee on Roads.

Senate bill No. 72. An act to amend section 42 of an act entitled "an act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matter as properly pertain thereto."

Referred to the Committee on Corporations.

Senate bill No. 83. An act providing that creditors and sureties shall have a right of action in certain cases before the debt or liability is due, and providing a remedy by attachment in such cases, and declaring when this act shall take effect.

Referred to the Committee on the Judiciary.

Senate bill No. 96. A bill requiring the Clerk of the Common Pleas and Circuit Courts and County Auditor to make indexes to records in certain cases.

Referred to the Committee on County and Township Business.

Senate bill No. 97. An act to provide for the regulation of fare charged by railroads, corporations, or companies for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.

Referred to the Committee on Railroads.

Senate bill No. 99. An act to provide for issuing fee-bills, and executions against sureties in appeal bonds in cases appealed to the Circuit or Common Pleas Courts.

Referred to the Committee on the Judiciary.

Senate bill No. 101. An act to amend section forty of an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in civil cases in the courts in this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Referred to the Committee on the Judiciary.

Senate bill No. 125. A bill to amend the 5th section of an act entitled an act to amend an act entitled an act for incorporating the Wabash Manual Seminary, approved January 15, 1834, approved February 8, 1851.

Ordered to a third reading.

Senate bill No. 126. A bill to amend the 5th section of an act entitled "An act regulating the adoption of heirs."

Ordered to a third reading.

The Speaker laid before the House a message from the Governor, in relation to the condition of the State Arsenal, received by the House on Friday last.

Two hundred copies were ordered to be printed for the use of the House.

Joint resolution No. 5. A joint resolution instructing our Senators and requesting our Representatives in Congress to use their influence to secure the payment of bounty to disabled and discharged soldiers;

Was read the second time and passed to a third reading.

Mr. Milroy, from the Committee on Agriculture, made the following report:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred House bill No. 196, in relation to the protection of sheep, and 198, in relation to the harboring of dogs, have had the same under consideration, and have instructed me to report said bills back and recommend that they be referred to the Committee on County and Township Business.

The report was concurred in.

Mr. Griffith, from a select committee made the following report:

MR. SPEAKER:

The select committee, to whom was referred House bill No. 77, "A bill erecting the 16th Judicial Circuit, providing for a judge thereof, making all process returnable thereto, fixing the commencement and length of terms of courts, and attaching the county of Huntington to the 16th Judicial Circuit, have had the same under consideration, and have directed me to report the same back with the following amendment:

Amend by striking out the 5th and 6th sections. Amend section 9 by striking out the emergency clause and insert as follows:

SEC. 9. This act shall be in force and effect from and after the

next general election in October, A. D. 1864, at which time there shall be elected for said 16th Judicial Circuit, a judge and prosecuting attorney by the legal voters thereof.

The bill, amendment, and report were referred to the Committee on the Judiciary.

Mr. Harney offered the following resolution :

Resolved, That when this House adjourns it adjourns to meet this evening at 7½ o'clock.

Mr. Shaffer offered the following amendment:

Amend by striking out all after the word resolved, and inserting the following: "that when this House adjourns, it adjourns to meet to-morrow at 9 o'clock, A. M."

Mr. Harney moved that the amendment lie on the table.

Agreed to.

The resolution was adopted.

Mr. Waterman offered the following resolution :

Resolved, That the Auditor of State be required to furnish to this House, at as early a day as possible, a statement showing the amounts, if any, that have been drawn during the two years ending on the 31st day of January, 1863, out of the general fund, on account of expenses for which appropriations were made at the last regular or special sessions of the Legislature, and also state whether warrants have been drawn on appropriations made for certain purposes, to pay other items of expense, and if so state their nature and accounts.

Adopted.

Mr. Kilgore offered the following resolution :

Resolved, That ten thousand copies of the last message of His Excellency Governor Morton, be printed for the use of the members of the House, to be by them distributed among the Indiana soldiers in the service.

Mr. Niblack moved to refer the resolution to the Committee on Printing.

The House adjourned until 7½ o'clock, P. M.

7½ O'CLOCK, P. M.

The House met.

The Speaker ordered a call of the House.

Sixty-seven members answered to their names.

The special order for this evening being the report of the Committee on the Enforcement of the Thirteenth Article of the Constitution, Mr. Woollen submitted the following report:

MR. SPEAKER:

A majority of the select committee, to whom was referred all memorials, petitions, and bills referring to enforcement of 13th article of the Constitution, with instructions to report by bill or otherwise, have had House bill No. 11, being "an act to enforce the 13th article of the Constitution," under consideration, and instruct me to report the amendments herewith submitted, and when so amended, they recommend its passage:

Strike out of House bill No. 11, all after 13th section, and insert the following:

Sec. 2. The clerks of the several circuit courts of this State shall give notice by publication in the newspaper having the greatest circulation, and if no newspaper be published therein, then by printed handbills posted up in each township of such county, requiring all negroes and mulattoes who were inhabitants of the State prior to the first day of November, A. D., 1851, and who have not heretofore registered themselves under the laws of this State, and entitled to reside therein, to appear before such clerk for registry, on or before the first day of April next.

Sec. 3. It shall be the duty of each clerk of said circuit courts to provide a suitable book, to be called "the register of negroes

and mulattoes," in which he shall record the name, age, description, place of birth, and residence of each and every negro and mulatto who may present himself or herself before him for the purpose of being registered, who has not been heretofore registered under the laws of this State, and who presents the evidence necessary to entitle him or her to be admitted to registry, and also the names of the witnesses by whom the right of such negro or mulatto to reside in the State of Indiana, shall have been proved.

Sec. 4. The clerk of said circuit court, when any negro or mulatto shall come before him for the purpose of being registered, shall have power to cause to come before him, such witness as may be necessary to prove the right of inhabitation of such negro or mulatto, by process of subpoena, and shall proceed to hear and determine the rights of such negro or mulatto.

Sec. 5. When the right of any such negro or mulatto shall have been proved to the satisfaction of such clerk, he shall register the said negro or mulatto in his register of negroes and mulattoes, and shall also issue to such negro or mulatto a certificate under the seal of the said court, and attested by such clerk, setting forth the facts contained in such register, which certificate shall be conclusive evidence of the facts therein stated, in all prosecutions against the employers of negroes or mulattoes, unless it is shown that the employer had notice that the same was obtained by fraud or under other means, or was not genuine, and the same shall be *prima facie* evidence only in all other cases, and shall be issued to such negro or mulatto, on the payment by him to said clerk of a fee of one dollar.

Sec. 6. All contracts made with negroes or mulattoes who shall have come into the State of Indiana, and subsequent to the 31st day of October, A.D., 1851, are hereby declared null and void.

Sec. 7. Any person who shall employ any negro or mulatto who shall have come into the State of Indiana subsequent to the 31st day of October, A.D., 1851, or shall hereafter come into said State, or who shall encourage such negro or mulatto to remain in the State, or who shall bring into the State any negro or mulatto, or encourage any negro or mulatto to come into, or settle in this State contrary to the provisions of this act, shall be fined in any sum not less fifty dollars, nor more than five hundred dollars.

Sec. 8. Any negro or mulatto who shall come into or settle in this state, or who having come into this State since the 31st day of October, A.D., 1851, shall continue to remain therein after the passage of this act, contrary to the provisions of the constitution and the first section of this act, shall be fined in any sum not less than fifty dollars, nor more than five hundred dollars, and unless such negro or mulatto shall leave this State within ten days after conviction, he or she shall be liable to be prosecuted under this act for every day which he or she shall continue to remain therein; *provided* that if any negro or mulatto shall be imprisoned for the non-payment of his or her fine, then such negro or mulatto shall have ten days after being discharged from custody, within which to leave the State, as aforesaid.

Sec. 9. It shall be the duty of any negro or mulatto who shall have heretofore removed, or may hereafter remove from the county where he or she may be registered, to another county in this State, to cause the certificate issued to him or her under the provisions of this or any former act, to be taken to the Clerk of the Circuit Court of the county to which he or she has removed, and said Clerk shall thereupon register said negro or mulatto in the same manner required in cases of proof before him, noting in said register the date of such certificate, and the county from which the same was issued, for which he shall receive from such negro or mulatto a fee of fifty cents.

Sec. 10. Any person who shall harbor or conceal any negro or mulatto, who shall have come into this State subsequent to the 31st day of October, A.D., 1851, by permitting such negro or mulatto to remain in or about his premises, or by concealing him or her upon the premises of any other person, shall be fined in any sum not less than fifty dollars, nor more than five hundred dollars.

Sec. 11. In all prosecutions hereafter instituted under the provisions of this act, for any violation thereof, if the prosecution prove that such negro or mulatto is not registered upon the books of the Clerk of the Circuit Court of the County where such prosecution is instituted, it shall be *prima facie* evidence that such negro or mulatto came into the State of Indiana subsequent to the 31st day of October, A.D., 1851, and unless the defendant in such prosecution produce a certificate from the Clerk of the Circuit Court to such negro or mulatto, as by law provided, or prove its issue and con-

tents, and account for its loss, or otherwise satisfactorily rebut such presumptive evidence, it shall be deemed conclusive.

Sec. 12. It shall be the duty of the several Township Assessors in this State, when they make the annual assessment of personal property of their respective Townships, to make a complete list of all the negroes or mulattoes in their several Townships respectively, in separate books provided for that purpose, stating the names, ages and sex of said negroes and mulattoes, which lists shall be returned by said Assessors to the Clerks of the Circuit Courts of their respective Counties, who shall preserve the same for the use of the prosecuting attorneys.

Sec. 13. If any Clerk of the Circuit Court shall register the name of any negro or mulatto, or issue to him or her the certificate required by the provisions of this act, without requiring the proof provided for by law, such negro or mulatto not being entitled to such registry or certificate, such Clerk shall be fined in any sum not less than fifty dollars, or more than five hundred dollars.

Sec. 14. If any Assessor shall fail or refuse to make out and return the lists of negroes and mulattoes, as required by this act, when he makes his returns of assessment to the Auditor, or if any Clerk shall fail to preserve such lists when so returned to him, such Assessor or Clerk so offending shall be fined in any sum not less than twenty-five dollars, nor more than one hundred dollars.

Sec. 15. It shall be the duty of the several District and Circuit Prosecuting Attorneys, within their respective jurisdictions, to prosecute all cases under the provisions of this act, and in all convictions, said attorneys shall receive for their services the sum of ten dollars, to be paid out of the County Treasury.

Sec. 16. Courts of Common Pleas and Circuit Courts within their respective jurisdictions, shall have concurrent jurisdiction to hear and determine all complaints for the violation of any of the provisions of this act, and the Grand Juries of the several Circuit Courts shall have, and it is hereby made their duty to take cognizance of all offenses against its provisions, as in cases of felonies.

Sec. 17. In all prosecution under this act against any negro or mulatto, for coming into, settling in, or remaining in this State, contrary to law, it shall be the duty of the committee to inquire

into the former residence of such negro or mulatto, and if discovered, such court shall direct the sheriff to return said negro or mulatto to the State from whence he or she may have come, for which service said sheriff shall receive the same fees allowed by law for conveying convicts to the penitentiary, to be paid out of the county treasury.

Sec. 18. An act to enforce the 13th article of the Constitution, approved June 18, 1852, and all other acts coming in conflict with this act are hereby repealed.

Sec. 19. It is hereby declared that an emergency exists for the immediate taking effect of this act, the same shall therefore be in force from and after its passage and publication in the *Indiana State Sentinel* and *Indiana Journal*.

Mr. Moorman made the following minority report :

MR. SPEAKER :

The minority of the select committee, to whom was referred all memorials, petitions, and bills, referring to the enforcement of the 13th article of the Constitution, with instructions to report by bill or otherwise, have had House bill No. 11, being an act to enforce the 13th article of the Constitution, under consideration, and beg leave to submit the following report :

That, in our opinion, said bill, with the amendments recommended by the majority of said committee, are inexpedient and improper, and would therefore recommend that the same be laid on the table.

The report of the majority was concurred in, and the bill as amended was ordered to be engrossed.

BILLS ON THEIR THIRD READING.

House bill No. 32. An act to amend an act entitled an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto, approved March 9, 1857 ;

Was read the third time.

Mr. Niblack moved to recommit the bill to the Committee on the Judiciary, with instructions to inquire into its constitutionality.

Agreed to.

House bill No. 94. An act to enable railroad companies incorporated by other States, with their termini at the boundary line of this State, to acquire the right of way and make connections in this State, and also to acquire the necessary grounds for depots and other buildings, and for machine shops, stock yards, tracks, crossings, and sideings, within this State;

Was read the third time.

The question being shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Griffith,	Kilgore,	Priest,
Abbett,	Hall,	Leeds,	Puett,
Anderson,	Hanna,	Lemmon of H.,	Reitz,
Atkison,	Harden of W.,	Lemmon of S.,	Richardson,
Baker,	Hardin of Perry,	Marshall,	Rippey,
Bird,	Harney,	Miller,	Roberts,
Blocher,	Hershey,	Milroy,	Roe,
Branham,	Hetfield,	Moorman,	Ryan,
Brown,	Higgins,	Mustard,	Shaffer,
Burton,	Holcomb,	Niblack,	Shoaff of Jay,
Cass,	Hostetter,	Noyes,	Spencer,
Chambers,	Howell,	O'Brien of H.,	Tarkington,
Collins,	Humphreys,	O'Brien of M.,	Veach,
Cook,	Hutchings,	Osborne,	Waterman,
Davis,	James,	Packard,	Wolfe,
De Bruler,	Johnson,	Perry,	Woollen, and
Donaldson,	Kemp of Dubois,	Pettibone,	Mr. Speaker—70.
Gregg,	Kemp of Vigo,		

None voting in the negative.

So the bill passed.

Mr. Niblack moved to amend the title by striking out the word "terminus," and inserting the word "termini."

Agreed to.

The House adjourned until to-morrow, at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
 February 24, 1863. }

House met.

The reading of the Journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Hanna :

A petition asking a change in the road law.

Referred to the Committee on Roads.

By Mr. Perry :

A remonstrance against the passage of the canal bill.

Referred to the committee to which was referred the bill therein referred to.

By Mr. Blocher :

A petition from the citizens of Jefferson county, on the subject of the present war.

Referred to the Committee on Federal Relations.

By the same :

A petition on the same subject.

Referred to the Committee on Federal Relations.

By Mr. Tarkington :

A memorial from Morrison & Ray, in relation to attorney fees for services rendered in behalf of the Institution of the Blind.

Referred to the Committee on the Judiciary.

By Mr. Hanna :

A petition from sundry German citizens, praying for a law authorizing the teaching of the German language in our common schools.

Referred to the Committee on Education.

REPORTS FROM STANDING COMMITTEES.

By Mr. Burton from the Judiciary Committee :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 103, entitled "an act to amend an act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith," approved June 4, 1861, to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Holcomb, from the Committee on Education:

MR. SPEAKER:

The Committee on Education, to whom was referred a resolution of the House, No. 10, instructing them to inquire whether any additional legislation is practicable to secure a more general attendance of the children of the State at our Free Schools, have had the same under consideration, and have directed me to report it back to the House, and recommend that it lie on the table, as the committee is unable to recommend any legislation that would, in their opinion, produce that much desired result.

The report was concurred in.

By Mr. Mutz, from the Committee on Public Printing:

MR. SPEAKER:

The Committee on Public Printing, to whom was referred the following resolution, to-wit:

"Resolved, That the Committee on Public Printing be, and are hereby directed to inquire into the expediency of preparing and introducing into this House a bill abolishing the office of State Printer, and providing for having the printing of the State done by contract, by the lowest bidder," would respectfully report that they have had said resolution under consideration, and are of the opinion that the adoption of it, or the passage of the law therein refer-

red to would be inexpedient, they therefore respectfully suggest that said resolution be laid upon the table.

The report was concurred in, and the resolution laid upon the table.

By Mr. Shoaff of Jay, from the Committee on Roads :

MR. SPEAKER:

The Committee on Roads, to whom was referred House bill No. 160, to amend the forty-seventh section of an act entitled "an act to provide for the opening, vacating and change of highways," approved June 17, 1852, have directed me to report it back and recommend its passage, and if passed, to amend the title of said bill by specifying the section of the act so amended.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Packard, from the Committee on the State Prison North :

MR. SPEAKER:

I am instructed by the Committee on the State Prison North, to which was referred House bill No. 236, to respectfully report that they have had the same under consideration, and have instructed me to report the same back and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Shoaff of Jay, from the Committee on Roads :

MR. SPEAKER:

The Committee on Roads, to whom was referred a petition from certain citizens of Steuben county, relative to the time of presenting claims for damages on account of the laying out, or locating roads through their lands, have had the same under consideration, and in their opinion, further legislation is inexpedient, and respectfully suggest that it be laid on the table.

The report of the committee was concurred in, and the petition laid upon the table.

By Mr. Lasselle, from the Committee on Engrossed Bills :

MR. SPEAKER:

The Committee on Engrossed Bills have carefully compared

engrossed House bills Nos. 47, 91, 111, 120, 137, 150, 154, 161, 164, 167, 171, 172, 176, 181, 186, 209, 213, 214, 230, and 237, and House joint resolutions Nos. 21, 30, and 32, with the original bills and joint resolutions, and respectfully report the same to be in all respects accurately and correctly engrossed.

Mr. Bird, from a select committee, to whom was referred House bill No. 247, submitted the following report :

MR. SPEAKER :

The select committee to whom was referred a petition of Ann Wyard, of the county of Allen, in the State of Indiana, in which she prays your House to release the State's interest in the south-east quarter of the south-east quarter of section number five (5,) and the south-west quarter of the south-west quarter of section number four (4,) both in township number one (1,) north of range five (5,) west, in all containing eighty acres of land, in Daviess county, Indiana, have had the same under consideration, and after making due examination in the laws in such cases, beg leave to present the following bill, and recommend its passage.

By Mr. Holcomb, from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred resolution of the House No. 24, instructing them to inquire into the expediency of so amending the laws as to require all examinations of applicants for license to be public, and that the examiners be paid out of the county treasury, have had the same under consideration, and recommend that it lie on the table, as in the opinion of the committee no change of the present laws is at this time expedient.

The report was concurred in.

By Mr. Miller, from the select committee on Senate bill No. 33 :

MR. SPEAKER :

The special committee to whom was referred Senate bill No. 33, prescribing the form of deed that may be used by sheriffs and coroners, have duly considered the same, and have instructed me to report it back to this House and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

RESOLUTIONS OF THE HOUSE.

By Mr. Roberts :

Resolved, That we do hereby tender to Colonel Henry B. Carrington, and the officers and soldiers under his command, our sincere and grateful acknowledgements for the cheerful and efficient aid rendered by them in celebrating the birth-day of the Father of our country.

Adopted.

The special order being the consideration of the resolution of Mr. Harney, offered on Thursday last,

(Mr. Miller in the chair,)

Mr. Buskirk moved the previous question, which was ordered, upon the passage of the resolution.

Messrs. Harney and Packard demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lasselle,	Priest,
Abbett,	Hardin of Perry,	Lee,	Puett,
Atkison,	Harney,	Leeds,	Reitz,
Bird,	Hetfield,	Lemmon of H.,	Richardson,
Blocher,	Holcomb,	Lemmon of S.,	Rippey,
Brown,	Hon,	Mason,	Ryan,
Burton,	Howard,	Miller,	Shaffer,
Collins,	Howell,	Milroy,	Shoaff of Jay,
Cook,	Howk,	Mutz,	Spencer,
Donaldson,	Humphreys,	Niblack,	Veach,
Given,	Kemp of Dubois,	O'Brien of M.,	Wolfe,
Hall,	Kemp of Vigo,	Osborn,	Woollen, and
Hanna,	Lake,	Packard,	Mr. Speaker—50

Those who voted in the negative were—

Messrs.	Gregg,	Johnson,	O'Brien of H.,
Anderson,	Gregory,	Jones,	Perry,
Baker,	Griffith,	Kendrick,	Pettibone,
Branham,	Hershey,	Leeds,	Robinson,
Budd,	Higgins,	Marshall,	Roe,

Cass,	Hostetter,	Mustard,	Stone, and
Chambers,	Hutchings,	Newman,	Tarkington—31.
Forrester,	James,	Noyes,	

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

Mr. Brogan obtained leave of absence on account of sickness.

The Committee on Benevolent Institutions obtained leave of absence for this afternoon.

By consent of the House, Mr. Miller offered a resolution, which was laid over until to-morrow.

Mr. Hanna moved to take from the table House bill No. 221, and make the same the special order for to-morrow at 10 o'clock, A. M.

Mr. Roberts offered the following resolution:

Resolved, That the Committee on Temperance be instructed to report on House bills Nos. 15 and 85, by to-morrow morning, 10 o'clock.

Adopted.

Mr. Holcomb moved to take up a resolution of Friday last, restricting speeches of members to fifteen minutes.

Not agreed to.

Mr. Branham offered the following resolution:

Resolved, That the Auditor of State be requested, at an early day, to report to this House a statement of the appropriations which have been made by the State, since the adoption of the present Constitution, for the colonization of free negroes, and the dis-

bursements which have been audited of such funds, stating the amount paid for the emigration of colonists, the number assisted, and the sum paid to secretaries or agents out of such funds, giving the names of the persons so receiving; and also state the present condition of the fund.

Adopted.

Mr. Hardin of Perry, submitted a petition of Mr. Mason, of said county, concerning the trespass of United States troops upon his personal property.

Referred to the select committee to whom was referred House bill No. 242.

Mr. Hanna offered a petition from certain German citizens of Vigo county, relative to the introduction of the German language into the common schools.

Referred to the Committee on Education.

The special order being the report from the compromise committee of thirteen, Mr. Niblack submitted a majority report;

Which was laid on the table, and five hundred copies ordered to be printed for the use of the House.

The minority of the committee were granted time until to-morrow to submit a minority report.

By consent of the House, Mr. Anderson introduced House bill No. 248, an act providing for the exercise of the elective franchise by legal voters of the State of Indiana, who may be temporarily absent therefrom on military service, and making necessary regulations therefor;

Which was read the first time.

Mr. Anderson moved to suspend the constitutional provision, and read the bill the second time now.

The question being on the suspension of the rule,

Those who voted in the affirmative were—

Messrs.	Hall,	Kilgore,	Packard,
Abbett,	Harden of W.,	Lamb,	Perry,
Anderson,	Hardin of Perry,	Lasselle,	Pettibone,
Atkison,	Hershey,	Leeds,	Rippey,
Blocher,	Higgins,	Marshall,	Roberts,

Branham,	Holcomb,	McCaughey,	Robinson,
Budd,	Hon,	Miller,	Roe,
Cass,	Hostetter,	Moorman,	Ryan,
Chambers,	Howk,	Mustard,	Shaffer,
Collins,	Humphreys,	Mutz,	Van Buskirk,
Cook,	Hutchings,	Newman,	Veach,
Davis,	James,	Niblack,	Waterman,
De Bruler,	Johnson,	Noyes,	Wolfe,
Donaldson,	Jones,	O'Brien of H.,	Woollen, and
Forrester,	Kemp of Dubois,	Osborne,	Mr. Speaker—59.

Those who voted in the negative were—

Messrs.	Howell,	Lemmon of H.,	Puett,
Bird,	Kemp of Vigo,	Milroy,	Reitz, and
Burton,	Lake,	Priest,	Spencer—13.
Hetfield,	Lee,		

So the rule was not suspended.

The bill passed to a second reading.

By Mr. Woollen :

House bill No. 249. An act authorizing Circuit and Common Pleas Courts to issue warrants for contempt of their authority, in certain cases therein named, and prescribing punishment in such cases.

The bill was read, and passed to a second reading.

By Mr. Kilgore :

House bill No. 250. An act to amend section four of an act titled "An act to compel owners of town lots to grade and pave, or plank sidewalks, and fixing the penalty thereto," approved Feb. 14, 1859.

The bill was read, and passed to a second reading.

The House proceeded with the orders of the day.

House bill No. 47. A bill to legalize the acts of certain civil officers in this State, who have entered the military service of the United States, and whose duties have been discharged by deputies during their absence ;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hardin of Perry,	Lamb,	Perry,
Abbett,	Harney,	Lasselle,	Pettibone,
Anderson,	Hershey,	Leeds,	Puett,
Atkison,	Hetfield,	Marshall,	Richardson,
Blocher,	Higgins,	McCaughey,	Rippey,
Branham,	Holcomb,	Miller,	Roberts,
Budd,	Hon,	Milroy,	Robinson,
Burton,	Hostetter,	Moorman,	Roe,
Cass,	Howell,	Mustard,	Ryan,
Chambers,	Howk,	Mutz,	Shaffer,
Collins,	Humphreys,	Newman,	Spencer,
Cook,	Hutchings,	Niblack,	Tarkington,
Davis,	James,	Noyes,	Van Buskirk,
DeBruler,	Johnson,	O'Brien of H.,	Veach,
Donaldson,	Jones,	O'Brien of M.,	Waterman,
Forrester,	Kemp of Dubois,	Osborne,	Woollen, and
Hall,	Lake,	Packard,	Mr. Speaker—67.
Harden of W.,			

Those who voted in the negative were—

Messrs.	Kemp of Vigo,	Lemmon of H.,	Reitz, and
Bird,	Lee,	Priest,	Wolfe—7

So the bill passed.

House bill No. 91. An act to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad company in this State, and to enforce the collection of judgments rendered on account of the same, and to repeal laws inconsistent therewith;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Forrester,	Kemp of Vigo,	Packard,
Abbett,	Given,	Lake,	Priest,

Atkison,	Gregory,	Lasselle,	Puett,
Bird,	Hall,	Lee,	Reitz,
Blocher,	Hanna,	Leeds,	Richardson,
Brown,	Harden of W.,	Lemmon of H.,	Rippey,
Budd,	Hardin of Perry,	Marshall,	Roberts,
Burton,	Higgins,	McCaughey,	Robinson,
Cass,	Holcomb,	Miller,	Ryan,
Chambers,	Hon,	Milroy,	Shaffer,
Collins,	Howard,	Mutz,	Veach,
Cook,	Howell,	Niblack,	Woodruff,
Davis,	Humphreys,	O'Brien of M.,	Woollen, and
De Bruler,	Hutchings,	Osborne,	Mr. Speaker-59.
Donaldson,	Kemp of Dubois,		

Those who voted in the negative were—

Messrs.	Hostetter,	Moorman,	Perry,
Branham,	James,	Mustard,	Pettibone,
Harney,	Johnson,	Newman,	Roe,
Hershey,	Jones,	Noyes,	Tarkington, and
Hetfield,	Lamb,	O'Brien of H.	Van Buskirk-19.

So the bill passed.

House bill No. 102. An act fixing an equivalent for exemptions from military duty, on account of conscientious scruples, and providing for the collection of the same,

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Harney,	Lee,	Pettibone,
Atkison,	Hershey,	Marshall,	Priest,
Branham,	Higgins,	McCaughey,	Puett,
Brown,	Holcomb,	Miller,	Reitz,
Budd,	Hostetter,	Milroy,	Rippey,
Cass,	Howell,	Morgan,	Robinson,
Chambers,	Howk,	Mustard,	Roe,
Cook,	Hutchings,	Mutz,	Tarkington,
Davis,	Kemp of Dubois,	Noyes,	Van Buskirk,
DeBruler,	Lake,	O'Brien of H.,	Waterman,

Gregory,	Lamb,	Osborn,	Woollen, and
Hall,	Lasselle,	Perry,	Mr. Speaker-48.
Hardin of Perry,			

Those who voted in the negative were—

Messrs.	Forrester,	Johnson,	Packard,
Abbett,	Given,	Jones,	Richardson,
Bird,	Hanna,	Kemp of Vigo,	Roberts,
Blocher,	Harden of W.,	Lemmon of H.,	Ryan,
Burton,	Hetfield,	Newman,	Veach,
Collins,	Hon,	Niblack,	Shaffer, and
Donaldson,	Humphreys,	O'Brien of M.,	Wolfe,—27.

So the bill did not pass.

House bill No. 111, An act to provide for the transfer of Sinking Fund mortgages to counties which are entitled to dividends of said fund, and prescribing the duties of certain officers and persons wishing such transfer, and repealing all laws, and parts of laws, coming in conflict with this act;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Kemp of Dubois,	Milroy,
Abbett,	Harden of W.,	Kemp of Vigo,	Mustard,
Atkison,	Hershey,	Lake,	O'Brien of H.,
Blocher,	Hetfield,	Lamb,	Perry,
Branham,	Higgins,	Lasselle,	Priest,
Cass,	Hostetter,	Lee,	Rippee,
Collins,	Howard,	Leeds,	Robinson,
Cook,	Howell,	Lemmon of H.,	Roe,
DeBruler,	Howk,	Marshall,	Tarkington,
Gregory,	Humphreys,	McCaughey,	VanBuskirk, and
Hall,	Johnson,	Miller,	Waterman—43.

Those who voted in the negative were—

Messrs.	Gregg,	Newman,	Roberts,
Anderson,	Hardin of Perry,	Niblack,	Ryan,

Bird,	Harney,	Noyes,*	Shaffer,
Brown,	Holcomb,	O'Brien of M.,	Shoaff of Jay,
Budd,	Hutchings,	Osborne,	Spencer,
Burton,	James,	Packard,	Veach,
Chambers,	Jones,	Pettibone,	Wolfe,
Davis,	Moorman,	Reitz,	Woollen, and
Donaldson,	Morgan,	Richardson,	Mr. Speaker-37.
Forrester,	Mutz,		

So the bill did not pass.

House bill No. 116. An act to amend the seventh section of an act entitled "an act to provide for the election of a reporter, and speedy publication of the decisions of the Supreme Court, and for the compensation of such reporter," approved February 5, 1852;

Was laid on the table.

House bill No. 118. An act to amend the twelfth section of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties thereof," approved March 5, 1859;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hon,	Marshall,	Richardson,
Abbett,	Hostetter,	Milroy,	Rippey,
Atkison,	Howell,	Moorman,	Roe,
Baker,	James,	Morgan,	Ryan,
Bird,	Johnson,	Mustard,	Shaffer,
Burton,	Jones,	Newman,	Shoaff of Jay,
Collins,	Kilgore,	Niblack,	Tarkington,
Cook,	Lake,	Noyes,	Van Buskirk
Davis,	Lamb,	O'Brien of M.,	Waterman,
Gregg,	Lasselle,	Packard,	Wolfe, and
Gregory,	Lee.	Perry,	Mr. Speaker-44.
Hershey,			

Those who voted in the negative were—

Messrs.	Given,	Howk,	O'Brien of H.,
Anderson,	Hall,	Humphreys,	Osborn,
Blocher,	Hanna,	Kemp of Dubois,	Priest,
Branham,	Harden of W.,	Kemp of Vigo,	Reitz,
Brown,	Hardin of Perry,	Leeds,	Roberts,
Budd,	Harney,	Lemmon of H.,	Robinson,
Cass,	Hetfield,	McCaughey,	Spencer,
Chambers,	Higgins,	Miller,	Veach, and
DeBruler,	Holcomb,	Mutz,	Woollen—37.
Forrester,	Howard,		

So the bill did not pass.

House bill No. 120. An act to amend section eleven of an act entitled "An act providing for the election, and prescribing certain duties of County Surveyor, approved June 17, 1852;

Was read the third time, and referred to a select committee of three, consisting of Messrs. Roberts, Lamb and Brown, with instructions to amend the bill so as to make it conform to acts concerning conveyances.

House bill No. 130. An act to give additional powers in civil and criminal actions to the Judges of the Circuit and Common Pleas Courts during vacation;

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Gregory,	Kemp of Vigo,	Osborne,
Abbett,	Hall,	Lake,	Packard,
Anderson,	Hanna,	Lamb,	Perry,
Atkison,	Hardin of P.,	Lee,	Pettibone,
Bird,	Harney,	Leeds,	Priest,
Blocher,	Hershey,	Lemmon of H.,	Puett,
Brown,	Hetfield,	Marshall,	Reitz,
Budd,	Higgins,	McCaughey,	Rippey,
Burton,	Holcomb,	Miller,	Roberts,
Cass,	Hon,	Milroy,	Robinson,
Chambers,	Hostetter,	Moorman,	Roe,

Collins,	Howard,	Morgan,	Ryan,
Cook,	Howell,	Mutz,	Spencer,
Davis,	Howk,	Mustard,	Tarkington,
DeBruler,	Humphreys,	Newman,	Van Buskirk,
Donaldson,	Hutchings,	Niblack,	Veach,
Forrester,	Johnson,	Noyes,	Waterman,
Given,	Jones,	O'Brien of H.,	Wolfe, and
Gregg,	Kemp of Dubois,	O'Brien of M.,	Mr. Speaker—76.

None voting in the negative.

So the bill passed.

House bill No. 137. An act supplemental to an act regulating interest on money, approved May 27, 1852; the fifty-first section of the act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852, and all other laws and parts of laws in conflict with this act, approved March 7, 1861;

Was read the third time.

Mr. Harney moved to lay the bill on the table, upon which question Messrs. Howk and Harney demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Humphreys,	Niblack,	Roe,
Branham,	Kemp of Vigo,	O'Brien of H.,	Shaffer,
Brown,	Lee,	O'Brien of M.,	Spencer,
Collins,	Miller,	Priest,	Tarkington,
Harney,	Milroy,	Puett,	Veach, and
Howell,	Mustard,	Roberts,	Waterman—23.

Those who voted in the negative were—

Messrs.	Gregg,	Johnson,	Newman,
Abbett,	Gregory,	Jones,	Noyes,
Anderson,	Hall,	Kemp of Dubois,	Osborn,
Atkison,	Hanna,	Kilgore,	Packard,
Bird,	Harden of W.,	Lake,	Perry,
Budd,	Hardin of Perry,	Lamb,	Pettibone,
Burton,	Hershey,	Leeds,	Reitz,
Cass,	Hetfield,	Lemmon of H.,	Rippey,
Chambers,	Higgins,	Marshall,	Robinson,

Cook,	Holcomb,	McCaughey,	Ryan,
Davis,	Hon,	Moorman,	Wolfe,
DeBruler,	Hostetter,	Morgan,	Woollen, and
Donaldson,	Howard,	Mutz,	Mr. Speaker-53.
Forrester,	Howk,		

So the bill did not lie on the table.

The bill was referred to a select committee of three, consisting of Messrs. Forrester, Wolfe and Woollen, with instructions to set out the section sought to be amended.

House bill No. 142. An act to amend the 656th and 661st sections of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms, in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.

Was read the third time.

The question being, shall the bill pass?

Those who voted in the affirmative were—

Messrs.	Hanna,	Lake,	Osborne,
Abbett,	Harden of W.,	Lamb,	Pettibone,
Anderson,	Hardin of Perry,	Lee,	Priest,
Atkison,	Harney,	Leeds,	Puett,
Bird,	Hershey,	Lemmon of H.,	Reitz,
Blocher,	Hetfield,	Marshall,	Rippey,
Branham,	Higgins,	McCaughey,	Roberts,
Budd,	Holcomb,	Miller,	Robinson,
Burton,	Hon,	Milroy,	Roe,
Chambers,	Hostetter,	Moorman,	Ryan,
Collins,	Howard,	Morgan,	Shaffer,
Cook,	Howell,	Mustard,	Spencer,
Davis,	Howk,	Mutz,	Tarkington,
De Bruler,	Humphries,	Newman,	Veach,
Donaldson,	Hutchings,	Niblack,	Waterman,
Forrester,	Johnson,	Noyes,	Wolfe,
Gregg,	Jones,	O'Brien of H.,	Woollen, and
Gregory,	Kemp of Dubois,	O'Brien of M.,	Mr. Speaker,-73.
Hall,	Kemp of Vigo,		

None voting in the negative.

So the bill passed.

House bill No. 143. An act to authorize County Auditors to issue Fee Bills in certain cases therein named ;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Gregory,	Kemp of Vigo,	O'Brien of M.,
Abbett,	Hall,	Lake,	Osborne,
Anderson,	Harden of W.,	Lamb,	Packard,
Atkison,	Hardin of Perry,	Lee,	Priest,
Bird,	Hershey,	Leeds,	Reitz,
Blocher,	Hetfield,	Lemmon of H.,	Robinson,
Branham,	Higgins,	Marshall,	Roe,
Budd,	Holcomb,	Miller,	Ryan,
Burton,	Hon,	Moorman,	Shaffer,
Cass,	Howard,	Morgan,	Spencer,
Chambers,	Howell,	Mustard,	Tarkington,
Cook,	Howk,	Mutz,	Veach,
Davis,	Humphreys,	Newman,	Waterman,
De Bruler,	Johnson,	Niblack,	Wolfe,
Forrester,	Jones,	Noyes,	Woollen, and
Gregg,	Kemp of Dubois,	O'Brien of H.,	Mr. Speaker—63.

Those who voted in the negative were—

Messrs.	Harney,	Milroy,	Ripsey—6.
Donaldson,	McCaughy,	Puett, and	

So the bill passed.

House bill No. 149. An act supplemental to an act entitled "an act for the incorporation of manufacturing and mining companies, for mechanical, chemical, and building purposes," approved May 20, 1852, and to repeal the eleventh and fourteenth sections of said act ;

Was read the third time.

The question being, shall the bill pass ?

Those who voted in the affirmative were—

Messrs.	Hanna,	Lake,	Paekard,
Abbett,	Harden of W.,	Lamb,	Pettibone,
Anderson,	Hardin of P.,	Lee,	Priest,
Atkison,	Hershey,	Leeds,	Puett,
Bird,	Hetfield,	Lemmon of H.,	Reitz,
Blocher,	Higgins,	Marshall,	Roberts,
Branham,	Holcomb,	McCaughey,	Robinson,
Brown,	Hon,	Miller,	Roe,
Budd,	Hostetter,	Milroy,	Ryan,
Burton,	Howard,	Moorman,	Shaffer,
Cass,	Howell,	Morgan,	Spencer,
Chambers,	Howk,	Mustard,	Tarkington,
Davis,	Humphreys,	Mutz,	Veach,
De Bruler,	Hatchings,	Newman,	Waterman,
Forrester,	Johnson,	Noyes,	Wolfe,
Gregg,	Jones,	O'Brien of H.,	Woollen, and
Gregory,	Kemp of Dubois,	O'Brien of M.,	Mr. Speaker—70.
Hall,	Kemp of Vigo,	Osborne,	

Those who voted in the negative were—

Messrs.	Donaldson,	Niblack, and	Rippey—5.
Cook,	Harney,		

So the bill passed.

House bill No. 150. An act providing for election of officers therein named, connected with the State Prison North, regulating the time of holding and the salaries of the same, and to repeal the tenth section of an act entitled an act to provide for the erection of the National Road, election of officers therefor, making appropriations, and for the regulation of the same, approved March 5, 1859;

Was read the third time.

Mr. Higgins offered the following amendment:

Amend the first section by adding the following: The said Superintendent shall discharge the duties of Architeet for said Prison without any additional compensation for such services.

The amendment was adopted.

Mr. Moorman moved to recommit the bill to the Committee on Fees and Salaries, with instructions to strike out "deputy warden." Agreed to.

Mr. Donaldson moved to further instruct the committee to strike out \$900 as salaries for officers, and insert \$800. Agreed to.

The House adjourned until to-morrow, at 9 o'clock, A. M.

WEDNESDAY, 9 o'clock, A. M. }
February 25, 1863. }

The House met.

The reading of the Journal was dispensed with.

The House took up the resolution of Mr. Holcomb, restricting the speeches of members to fifteen minutes.

The resolution was adopted.

The House took up the following resolution of Mr. Miller, offered yesterday :

Resolved, That this House do meet at 8 o'clock, A. M., during the remainder of the session.

Laid on the table.

Mr. Moorman moved that the vote just taken, laying the resolution on the table, be reconsidered, and that the motion to reconsider also lie on the table.

Agreed to.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Miller:

A petition from the citizens of Clinton county, praying for a suspension of laws for the collection of debts, for two years.

Referred to the Committee on the Judiciary.

By Mr. Newman:

A petition from the citizens of Wayne county, asking for a law to prevent the firing of haystacks, &c., by sportsmen.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

By Mr. Hetfield:

A petition from the citizens of Fountain county, asking for a law regulating the toll on bridges.

Referred to the Committee on the Rights and Privileges of the Inhabitants of this State.

By Mr. Roberts:

A petition from the citizens of Dearborn county, praying for a re-survey of section lines.

Referred to the Committee on County and Township Business.

REPORTS FROM STANDING COMMITTEES.

By Mr. Roberts, from the Committee on Elections:

MR. SPEAKER:

The Committee on Elections, to which was referred House bill No. 239, "An act to amend the twenty-ninth section of an act entitled 'an act regulating general elections, and prescribing the duties of officers in relation thereto,'" approved June 7, 1852, have had the same under consideration, and have instructed me to report the same back to the House, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Atkison, from the same committee:

MR. SPEAKER:

The Committee on Elections, to whom was referred House bill No. 200, beg leave to report that they have had the same under consideration, and return the same, recommending its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Howk, from the Committee on the Judiciary :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 66, entitled "A bill to amend the 134th section of an act providing for the settlement of decedents' estates, prescribing the rights, liabilities, and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852, and declaring when this act shall take effect, to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient.

They therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Burton, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 39, entitled "A bill to amend the 3d section of an act entitled 'An act prescribing the powers and duties of justices of the peace in State prosecutions,'" approved May 29, 1852, to respectfully report that they have had the same under consideration, and they herewith return the same to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER :

I am directed to return to the House enrolled act of the House No. 44, an act to amend the 6th section of an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859, which has received the signature of the President.

By the same :

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 42, entitled "A bill defining the offense of bastardy, and prescribing the punishment therefor," to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

By Mr. Packard, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 69, entitled "A bill to amend section 76 of an act entitled 'An act providing for the settlement of decedents' estates, prescribing the rights, liabilities, and duties of officers connected with the management thereof, and heirs thereto, and certain forms to be used in such settlement,'" approved June 17, 1852, to respectfully report that they have duly considered the same, and they herewith return the said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 99, entitled "A bill to provide for issuing fee bills and executions against sureties in appeal bonds, in cases appealed to the Circuit or Common Pleas Court," to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

By Mr. Burton, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 101, entitled "A bill to amend section 40 of an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852, to respectfully report that they have duly considered the same, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to a third reading.

By Mr. Kilgore, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 63, entitled "An act providing for the taxing of dogs, and for the payment of damages sustained in the maiming or killing of sheep by dogs, and providing penalties for the violation of any of the provisions of said act, by officers and others, and also repealing an act to license dogs," approved March 11, 1861, to respectfully report that they have had the same under consideration, and they herewith return the same to this House, and they recommend the passage thereof, they being of the opinion that such a law would be constitutional.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Anderson, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred Senate bill No. 112, entitled "A bill for an act to amend the 7th section of an act entitled an act to provide for the election of a reporter, and for the speedy publication of the decisions of the Supreme Court, and for the compensation of such reporter," approved Feb. 5, 1852, to respectfully report that they have had the same under consideration, and they herewith return said bill to this House, and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Howk, from the same committee :

MR. SPEAKER :

I am instructed by a majority of the Committee on the Judiciary, to whom was referred Senate bill No. 83, entitled "a bill providing that creditors and sureties shall have a right of action in certain cases, before the debt or liability is due, and providing a remedy by attachment in such cases, and declaring when this act shall take effect," to respectfully report that they have duly considered the same, and they recommend that the first section of said bill be amended by inserting immediately after the word "thereof," in the twenty-seventh line of said section, the words "without the State," and that the sixth section of said bill be amended by inserting immediately after the word "the," in the fifteenth line of said section, the words "principal debtor, or the defendant," and by striking out the word "plaintiff," where it occurs in said fifteenth line of said sixth section; and when said bill is so amended, they recommend the passage thereof.

By Mr. Anderson, from the same committee :

MR. SPEAKER :

The undersigned, as a minority of the Committee on the Judiciary, to whom was referred Senate bill No. 83, entitled "a bill providing that creditors and sureties shall have a right of action in certain cases, before the debt or liability is due, and providing a remedy by attachment in such cases, and declaring when this act shall take effect," would respectfully report, that after duly considering the same, he is of the opinion that the passage thereof is inexpedient; he would, therefore, recommend that said bill lie upon the table.

Mr. Brown moved that the minority report lie on the table.
Not agreed to.

The question being on concurring in the minority report,

Messrs. Harney and Anderson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Griffith,	Kendrick,	O'Brien of M.,
Anderson,	Harney,	Kilgore,	Priest,
Beyerle,	Hershey,	Lamb,	Shaffer,
Branham,	Higgins,	Leeds,	Stone,
Budd,	Hostetter,	Mustard,	Tarkington, and
Chambers,	Johnson,	Newman,	Van Buskirk—26.
Davis,	Jones,	O'Brien of H.,	

Those who voted in the negative were—

Messrs.	Gregg,	Lake,	Packard,
Abbett,	Gregory,	Lee,	Pettibone,
Atkison,	Hall,	Lasselle,	Reitz,
Bird,	Hanna,	Lemmon of H.,	Richardson,
Blocher,	Harden of W.,	Lemmon of S.,	Rippey,
Brogan,	Hardin of P.,	Marshall,	Robinson,
Brown,	Hetfield,	Mason,	Roe,
Burton,	Holcomb,	McCaughey,	Ryan,
Cass,	Hon,	Miller,	Shoaff of Jay,
Collins,	Howard,	Milroy,	Spencer,
Cook,	Howell,	Moorman,	Veach,
De Bruler,	Howk,	Morgan,	Waterman,
Donaldson,	Humphreys,	Mutz,	Wolfe,
Forrester,	Hutchings,	Niblack,	Woollen, and
Garvin,	Kemp of Dubois,	Noyes,	Mr. Speaker—62.
Given,	Kemp of Vigo,	Osborn,	

So the minority report was not concurred in.

The majority report and amendments were adopted, and bill ordered to a third reading.

By Mr. Abbett, from the Committee on Temperance:

MR. SPEAKER:

The committee to whom was referred House bill No. 85, to amend section 5 of an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, approved March 5, 1859. The committee has duly considered the same, and a majority respectfully recommend that the bill be laid on the table, and that

further legislation upon that subject is inexpedient for the present; all of which is respectfully submitted.

By Mr. Priest, from the same committee :

MR. SPEAKER :

The Committee on Temperance, to whom was referred House bill No. 85, have had the same under consideration, and the minority of said committee have instructed me to report the same back to the House and recommend its passage.

By Mr. Abbott, from the same committee :

MR. SPEAKER :

The committee to whom was referred House bill No. 14, an act to amend section 5 of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof," approved March 5, 1859. The majority of the committee respectfully beg leave to report the bill back and ask that it be laid on the table ; all of which is respectfully submitted.

By the same :

MR. SPEAKER :

The Committee on Temperance, to whom was referred House bill No. 206, an act to amend sections 5 and 6 of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, to prohibit the adulteration, to repeal all former laws contravening the provisions of this act, and provide penalties for violation thereof," approved March 5, 1859. The committee have had the same under consideration, and a majority respectfully beg leave to report the same back, and recommend that it be laid on the table.

Mr. Niblack moved to refer said bills on the subject of temperance, together with the majority and minority reports thereon, to a select committee of five.

On which question,

Messrs. Noyes and Abbett demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hall,	Lake,	Packard,
Bird,	Harden of W.,	Lasselle,	Priest,
Blocher,	Hardin of Perry,	Lee,	Reitz,
Brogan,	Harney,	Lemmon of H.,	Richardson,
Brown,	Hetfield,	Lemmon of S.,	Ryan,
Budd,	Holcomb,	Mason,	Shaffer,
Burton,	Howard,	McCaughy,	Shoaff of Jay,
Chambers,	Howell,	Miller,	Spencer,
Collins,	Howk,	Milroy,	Tarkington,
Cook,	Humphreys,	Mutz,	Williams.
Donaldson,	Hutchings,	Niblack,	Wolfe,
Garvin,	Keimp of Vigo,	O'Brien of M.,	Woollen, and
Given,	Kilgore,	Osborn,	Mr. Speaker—53.
Griffith,			

Those who voted in the negative were—

Messrs.	Gregg,	Leeds,	Perry,
Abbett,	Gregory,	Marshall,	Pettibone,
Anderson,	Hershey,	Moorman,	Rippey,
Atkison,	Higgins,	Morgan,	Robinson,
Beyerle,	Hon,	Mustard,	Roe,
Branham,	Hostetter,	Newman,	Stone,
Davis,	Jones,	Noyes,	Van Buskirk and
DeBruler,	Kendrick,	O'Brien of H.,	Veach—34.
Forrester,	Lamb,		

So the motion was agreed to.

The Speaker appointed Messrs. Niblack, Harney, Moorman, Roberts and Lamb said committee.

The special order being the consideration of House bill No. 221. —

On motion of Mr. Hanna,

The House resolved itself into a committee of the whole House for the consideration of the bill:

Mr. Niblack was appointed chairman.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House of the passage of the following resolution:

Resolved, That the House be requested to return to the Senate instanter Senate bill No. 111, and that the Secretary be instructed to inform the House of the passage of this resolution, in which the concurrence of the House is requested.

The House concurred in the resolution of the Senate.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed to inform the House that the Senate has passed engrossed bill thereof, No. 111, to wit:

Senate bill No. 111. A bill to apportion Senators and Representatives for the next six years, in which the concurrence of the House is respectfully requested.

Mr. Holcomb moved that the House resolve itself into a committee of the whole House for the further consideration of House bill No. 221.

Agreed to.

Mr. Niblack, Chairman of the committee of the whole House, submitted the following report:

MR. SPEAKER:

The committee of the whole have had under consideration House bill No. 221, and a majority of the same have ordered me to report said bill back to the House, with pending amendments, and ask that the committee be discharged from further consideration of the bill.

The report was concurred in and the committee discharged.

Mr. Cason made a report from the Committee of Thirteen, and moved that it lie on the table, and five hundred copies be ordered to be printed for the use of the House.

Agreed to.

The special order being the consideration of House bill No. 221.

Mr. Cason moved that the bill and amendment be laid on the table, and five hundred copies be ordered to be printed.

Not agreed to.

Mr. Griffith offered the following amendments:

Amend section five by striking out from said section, the following words:—"Which certificates shall have the same force and effect as commissions."

Amend section eleven by striking out the word "shall," in the second line, and insert the word "may."

Amend section eleven by striking out the following words: "at the time of recommending a person for appointment as above, the said officers of State shall make out and deliver to such person a certificate to the effect that he has been chosen Major General or Brigadier General, as the case may be, for the term of four years, or two years, as the case may be, and until his successor is elected and qualified, which certificate shall have all the force and effect of a commission, until a commission issued by the Governor shall be received.

Amend section eleven further by striking out from the thirteenth line of said section the words, the "said officers of State," and insert the word "Governor."

Amend section twenty-three as follows: Strike out the words "Assistant Adjutant General on the Staff of the Major General."

Amend further in said section by striking out the words: "The requisition shall be laid before the officers of State, and if approved by a majority of them," and insert: "the requisition shall be laid before the Governor, and if approved by him."

Amend section twenty-seven by striking out these words: "which certificates shall have all the force and effect of commissions."

Amend further by striking out from every section where may elsewhere occur in the bill the words "officers of State," and insert the word "Governor."

Mr. Milroy moved that the amendment lie on the table,

Upon which question Messrs. Griffith and Packard demanded the ayes any noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Reitz,
Abbett,	Hardin of Perry,	Lemmon of H.,	Richardson,
Bird,	Harney,	Lemmon of S.,	Rippey,
Blocher,	Hetfield,	McCaughey,	Roberts,
Brogan,	Holcomb,	Miller,	Ryan,
Brown,	Hon,	Milroy,	Shaffer,
Burton,	Howard,	Mutz,	Shoaff of Jay,
Collins,	Howell,	Niblack,	Spencer,
Cook,	Howk,	O'Brien of M.,	Veach,
Donaldson,	Humphreys,	Osborne,	Waterman
Garvin,	Kemp of Dubois,	Packard,	Williams,
Given,	Kemp of Vigo,	Priest,	Wolfe, and
Hall,	Lake,	Puett,	Mr. Speaker—53.
Hanna,	Lasselle,		

Those who voted in the negative were—

Messrs.	Chambers,	Hutchings,	Mustard,
Anderson,	Davis,	James,	Newman,
Atkison,	DeBruler,	Johnson,	Noyes,
Baker,	Forrester,	Jones,	O'Brien of H.,
Beyerle,	Gregg,	Kendrick,	Perry,
Branham,	Gregory,	Kilgore,	Robinson,
Budd,	Griffith,	Lamb,	Roe,
Cason,	Higgins,	Marshall,	Stone, and
Cass,	Hostetter,	Morgan,	Tarkington—35.

So the amendment was laid on the table.

Mr. Cason moved that the bill be referred to the Committee on the Judiciary, with instructions to inquire into and report as to its constitutionality.

Mr. Hanna moved that the motion to refer lie on the table,

Upon which question Messrs. Griffith and O'Brien of Hamilton demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hardin of W.,	Lasselle,	Puett,
Abbett,	Hardin of Perry,	Lee,	Reitz,
Bird,	Harney,	Lemmon of H.,	Richardson,
Blocher,	Hetfield,	Lemmon of S.,	Rippey,
Brogan,	Holcomb,	McCaughey,	Roberts,
Brown,	Hon,	Miller,	Ryan,
Burton,	Howard,	Milroy,	Shaffer,
Collins,	Howell,	Mutz,	Shoaff of Jay,
Cook,	Howk,	Niblack,	Spencer,
Donaldson,	Hunphreys,	O'Brien of M.,	Veach,
Garvin,	Kemp of Vigo,	Osborn,	Williams,
Given,	Kemp of Dubois,	Packard,	Wolfe, and
Hall,	Lake,	Priest,	Mr. Speaker—51
Hanna,			

Those who voted in the negative were—

Messrs.	Davis,	James,	Noyes,
Atkison,	De Bruler,	Johnson,	O'Brien of H.,
Baker,	Forrester,	Jones,	Perry,
Beyerle,	Gregory,	Kilgore,	Robinson,
Branham,	Griffith,	Lamb,	Roe,
Budd,	Higgins,	Marshall,	Stone, and
Cass,	Hostetter,	Morgan,	Tarkington—30.
Chambers,	Hutchings,	Newman,	

So the motion to refer was laid on the table.

Mr. Brown demanded the previous question.

Mr. Cason moved that the House excuse Mr. Anderson from voting,

Upon which question Messrs. Cason and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Garvin,	Kemp of Dubois,	O'Brien of M.,
Abbett,	Gregg,	Kemp of Vigo,	Packard,
Atkison,	Gregory,	Kilgore,	Pettibone,
Baker,	Griffith,	Lake,	Rippey,

Bird,	Hanna,	Lasselle,	Robinson,
Blocher,	Harden of W.,	Lemmon of S.,	Ryan,
Branham,	Harney,	Marshall,	Spencer,
Brogan,	Hon,	Mustard,	Waterman,
Cass,	Howard,	Niblack,	Williams,
Chambers,	Humphreys,	Noyes,	Wolfe, and
Collins,	Hutchings,	O'Brien of H.,	Mr. Speaker—44.
Cook,			

Those who voted in the negative were—

Messrs.	Given,	Johnson,	Osborn,
Beyerle,	Hall,	Lamb,	Priest,
Brown,	Hardin of Perry,	Lee,	Puett,
Budd,	Hetfield,	Lemmon of H.,	Reitz,
Burton,	Higgins,	McCaughey,	Richardson,
Cason,	Holcomb,	Miller,	Shaffer,
DeBruler,	Hostetter,	Milroy,	Shoaff of Jay and
Donaldson,	Howell,	Morgan,	Veach—34.
Forrester,	Howk,	Mutz,	

So the House excused Mr. Anderson from voting.

The question being on seconding the demand for the previous question Messrs. Cason and Anderson demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Harden of W.,	Lee,	Reitz
Abbett,	Hardin of Perry,	Lemmon of H.,	Richardson,
Bird,	Harney,	Lemmon of S.,	Rippey,
Blocher,	Hetfield,	McCaughey,	Roberts,
Brown,	Holcomb,	Miller,	Ryan,
Burton,	Hon,	Milroy,	Shaffer,
Collins,	Howard,	Mutz,	'Shoaff' of Jay,
Cook,	Howell,	Niblack,	Spencer,
DeBruler,	Howk,	O'Brien of M.,	Veach,
Donaldson,	Humphreys,	Osborne,	Waterman,
Garvin,	Kemp of Dubois,	Packard,	Williams,
Given,	Kemp of Vigo,	Priest,	Wolfe, and
Hall,	Lake,	Puett,	Mr. Speaker—53.
Hanna,	Lasselle,		

Those who voted in the negative were—

Messrs.	Chambers,	Johuson,	O'Brien of H.,
Atkison,	Forrester,	Kilgore,	Perry,
Branham,	Griffith,	Lamb,	Pettibone, and
Budd,	Higgins,	Noyes,	Robinson—16.
Cason,			

So the House seconded the demand for the previous question.

The question being on the engrossment of the bill, Messrs. Kilgore and Griffith demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hanna,	Lee,	Reitz,
Abbett,	Harden of W.,	Lemmon of H.,	Richardson,
Bird,	Hardin of Perry,	Lemmon of S.,	Rippey,
Blocher,	Harney,	McCaughey,	Roberts,
Brogan,	Hetfield,	Miller,	Ryan,
Brown,	Holcomb,	Milroy,	Shaffer,
Burton,	Hon,	Mutz,	Shoaff of Jay,
Collins,	Howard,	Niblack,	Spencer,
Cook,	Howell,	O'Brien of M.,	Veach,
De Bruler,	Howk,	Osborne,	Waterman,
Donaldson,	Humphreys,	Packard,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe, and
Given,	Kemp of Vigo,	Puett,	Mr. Speaker—52.
Hall,	Lake,		

Those who voted in the negative were—

Messrs.	Cason,	Higgins,	Morgan,
Anderson,	Chambers,	Lamb,	Perry,
Atkison,	Forrester,	Lasselle,	Pettibone, and
Branham,	Gregg,	Marshall,	Robinson—17.
Budd,	Griffith,		

So the bill was ordered to be engrossed.

The House suspended the order of business and proceeded with reports from committees.

By Mr. Howell, from the Committee on Claims :

H. J.—40

MR. SPEAKER:

The Committee on Claims, to whom was referred the petition of the "Jefferson County Agricultural Society," for an appropriation of fifteen hundred dollars, for damages sustained by quartering soldiers on their fair grounds, have had the same under consideration and hereby report the same back to this House, and recommend that it lie on the table.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Messrs. Talbott and Costigan, for five thousand two hundred dollars and fifty cents, for private property left at Indiana Northern State Prison, as shown by report of committee, have had the same under consideration and recommend that the sum herein mentioned be incorporated in the specific appropriation bill as an allowance for the same.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of G. Simonson and Son, for \$8,750, for clothing furnished Indiana Volunteers, have had the same under consideration, and from the statements of Captains Spieely, Johnson and Merrick, and also of Col. Hovey, attached to said claim, have decided that the same is not according to contract, and therefore recommend that the said claim lie on the table.

The report was concurred in.

By Mr. Veach, from the same committee:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Spiegle, Thoms and Co., of \$73 85, for furniture for the use of the present Legislature, have had the same under consideration and recommend the allowance of the same, and that the Commit-

tee on Ways and Means be instructed to insert an allowance in their specific appropriation bill.

The report was concurred in.

By Mr. Wolfe, from the same committee :

Mr. SPEAKER :

The Committee on Claims, to whom was referred the claim of Messrs. Elder, Harkness and Bingham, for \$416 for the Weekly Sentinel, furnished Indiana Volunteers, as by contract with His Excellency, the Governor, have had the same under consideration, and recommend that the same be allowed and that the Committee on Ways and Means be directed to incorporate an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Lemmon of Harrison, from the same committee :

Mr. SPEAKER :

The Committee on Claims, to whom was referred the memorial of Nathaniel F. Cunningham, have had the same under consideration, and recommend that the sum of one-fourth of one per cent on all the monies received and disbursed from the sale of Swamp Lands, and that the Committee of Ways and Means be instructed to insert an allowance for the same in their specific appropriation bill.

The report was concurred in.

By the same :

Mr. SPEAKER :

The Committee on Claims, to whom was referred the claim of Bingham, Doughty & Co., for \$16 00 for weekly papers delivered by order of the Governor, have had the same under consideration and recommend the allowance of the same, and that the Committee on Ways and Means be instructed to insert an allowance for the same in their specific appropriation bill.

The report was concurred in.

By Mr. Wolfe, from the same committee :

MR. SPEAKER:

The Committee on Claims, to whom was referred the claims of the Indianapolis Journal Co., of \$156 26 for printing and binding, have had the same under consideration and recommend the allowance of the same, and that the Committee of Ways and Means be instructed to insert an allowance in their specific appropriation bill.

The report was concurred in.

By Mr. Brown, from the Committee on the Organization of Courts.

MR. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred House bill No. 223, entitled "an act to provide for the holding of terms, or days, or parts of terms, of the several Circuit and Common Pleas Courts in this State, or cases where the Judges thereof fail to attend and hold said courts, and to provide for the payment of the persons appointed to hold such courts in such cases, and repealing all laws, and parts of laws, coming in conflict with this act," have had the same under consideration, and have directed me to report the same back to this House, and respectfully suggest its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred House bill No. 146, entitled "a bill to provide for the appointment of attorneys and assistant prosecutors to prosecute the pleas of the State in the Circuit and Common Pleas Courts, in certain cases, and for the appointment of council for prisoners, when such prisoners are unable to pay such council, and to provide for the payment of such appointees, and to repeal all laws coming in conflict with this act, have had the same under consideration, and have directed me to report it back to this House and respectfully suggest its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on the organization of Courts of Justice, to whom was referred House bill No. 245, entitled "an act to change the sixteenth section of an act entitled an act to fix the time of holding the Common Pleas Courts in the several counties in this State," have had the same under consideration, and have directed me to report it back to this House, and respectfully suggest its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Holcomb, from the Committee on Education:

MR. SPEAKER:

The Committee on Education, to whom was referred the petition of sundry citizens of Vigo county, asking a change in the school laws so as to authorize the teaching of the German language in our common schools," have had the same under consideration, and directed me to return it back to the House, and recommend that it lie upon the table, as the 156th section of the school law clearly provides for the teaching of the German language.

The report was concurred in.

Mr. Woollen obtained leave of absence on account of sickness.

By Mr. Harney, from the Committee of Ways and Means:

MR. SPEAKER:

The Committee of Ways and Means, to whom was referred joint resolution No. 33, entitled "a joint resolution to provide for the printing and distribution of a pamphlet edition of certain portions of the law relating to the settlement of decedents' estates," have had the same under consideration, and direct me to report to this House, that in the opinion of said committee, legislation upon the subject is inexpedient, and that the joint resolution be laid upon the table.

The report was concurred in.

By Mr. Schaffer, from the Committee on Swamp Lands:

MR. SPEAKER:

The Committee on Swamp Lands, to whom was referred House

bill No. 234, entitled "an act supplemental to the several acts heretofore passed in relation to the ditching and draining the swamp lands donated by the United States," have had the same under consideration, and instruct me to report back to this House, that in the opinion of said committee, further legislation upon the subject is inexpedient, and that the said bill be laid upon the table.

The report was concurred in.

By Mr. Richardson, from the same committee :

MR. SPEAKER :

The Committee on Swamp Lands, to whom was referred House bill No. 184, entitled "an act amending section 2 of an act to regulate the sale of the swamp lands donated by the United States to the State of Indiana, and to provide for the draining and reclaiming thereof, in accordance with the conditions of said grant," approved May 9, 1852, have had the same under consideration, and instruct me to report back to this House, that in the opinion of said committee, further legislation on the subject is inexpedient, and that the said bill be laid on the table.

The report was concurred in.

By Mr. Lemmon of Harrison, from the Committee on the Sinking Fund :

MR. SPEAKER :

The Committee on the Sinking Fund, to whom was referred resolution No. 30, instructing said committee to inquire into the expediency of so amending the law regulating the sale of lands, mortgaged to the Sinking Fund, so as to give one hundred and twenty days for the redemption of said lands, have had the same under consideration, and believing the proposed amendment to be expedient, have directed me to report the following bill, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Mutz, from the Committee on Railroads :

MR. SPEAKER :

The Committee on Railroads, to whom was referred the resolution inquiring whether any legislation is necessary to prevent the

loss of life of the employees of such roads, on account of the bridges not being constructed of sufficient height to admit of the passage of cars with such persons standing on the top of the same, have had the same under consideration, and instruct me to return the same, with the recommendation that the same lie on the table, further legislation on that subject being deemed inexpedient.

The report was concurred in.

By Mr. Donaldson, from the same committee :

MR. SPEAKER :

The Committee on Railroads, to whom was referred Senate bill No. 97, have had the same under consideration, and have directed me to report the same back, and recommend its passage.

The report was concurred in.

By Mr. Davis, from the Committee on Commerce and Manufactures :

MR. SPEAKER :

The Committee on Commerce and Manufactures, to whom was referred the resolution instructing them to inquire into the expediency of enacting a law to encourage the culture of the Chinese Sugar Cane in the State, and to ascertain whether any legislation is expedient or practicable for promoting the manufacture of the same into molasses, sugar, vinegar, or any of the sirups, respectfully report that they have had the same under consideration, and directed me to report that while they deem it inexpedient to enact any law on the subject, they would say that the sugar cane has been cultivated, to some considerable extent, in many parts of this State; but it is difficult to arrive at a true estimate of the aggregate production of this article in the past year, but it is believed that it is largely over the product of any previous year; and your committee are of the opinion that it can be cultivated and manufactured into sirups to a very great advantage. Mr. D. M. Cook, of the State of Ohio, says the expenses of cultivation an acre of Sorghum, is from \$37 to \$50, and yielded about 225 gallons of sirup to the acre, and of this about 7 pounds to the gallon were crystallizable sugar, giving 1,575 pounds to the acre.

Again, Mr. J. H. Smith, of Illinois, made 1,500 pounds to the acre, from the crop of 1861, and had 115 gallons of good sirup besides,

which would, at the present prices of sugar and sirup, yield a nett profit of \$146 per acre. The committee look upon the day as near at hand when this State will produce sugar for export. All that is wanted is for the farmers to give the Sorghum crop the same care and attention they would any other, and it will prove a suceess.

The report was concurred in.

By Mr. Shoaff, from the Committee on Roads :

MR. SPEAKER :

The Committee on Roads, to whom was referred House bill No. 104, an act prescribing a part of the duties of county auditors, treasurers, and supervisors of roads, in relation to road tax, and repealing all laws in conflict therewith, have deliberately considered the same, and are of the opinion that the passage of said bill is inexpedient, and therefore respectfully suggest that it be laid upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Roads, to whom was referred House bill No. 185, introduced by Mr. Morgan, "An act to amend section eight of an act entitled an act authorizing the construction of Plank, Me-Adamized, and Gravel roads," approved May 12, 1852, have had the same under consideration, and I am directed to report favorably to the passage of said bill.

The report was concurred in.

By Mr. Miller, from the Committee on County and Township Business :

MR. SPEAKER :

I am instructed by the Committee on County and Township Business, to whom was referred Senate bill No. 96, making it the duty of clerks and auditors to index their records, to report that they have had said bill under consideration, and would respectfully suggest that the same be amended by striking out all of the fourth section, and adding to the third section, after the word "Board," in

the last line, the following words, to-wit: "But nothing in this act contained shall be so construed as to entitle any such clerk or auditor to compensation for making such indexes," and when so amended, your committee would recommend that the bill pass.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred a resolution with instructions to inquire into the practicability of more clearly defining, by law, the mode of re-surveying lands heretofore surveyed by the United States, clearly specifying how the loss or overplus shall be adjusted, have had the subject under consideration, and have instructed me to report that the said committee are unable to suggest or provide any system that would meet the objections set out in the preamble to the resolution; therefore the same is herewith returned to the House, and recommended to lie on the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on County and Township Business, to whom was referred House bill No. 197, making it lawful for the owner of any lands mortgaged to the School Fund, or his heirs or assigns, to redeem the same within twelve months from date of sale by auditor, to say that they have duly considered said bill, and would respectfully recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred Senate bill No. 87, providing that township trustees shall commence suit against supervisors failing to use due diligence, within thirty days after information, instead of three days, have had the same under consideration, and have instructed me to report it back and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred Senate bill No. 58, empowering commissioners to pay bounties to volunteers, have had the same under consideration, and have instructed me to report to this House that in the opinion of the committee, further legislation is unnecessary, and recommend that it be laid on the table.

The report was concurred in.

By Mr. Given, from the Committee on Engrossed Bills :

MR. SPEAKER :

The Committee on Engrossed Bills have examined and compared engrossed House bills Nos. 12, 25, 152, 160, 177, 182, 187, 189, and 236, and joint resolution No. 28 with the originals, and find them correctly engrossed.

House bill No. 246 was taken from the table.

Mr. Niblack moved to strike out the word "legal."

Agreed to.

The bill was referred to the Committee on Corporations.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed to inform the House that the Senate has passed Senate bill No. 111, to-wit :

Senate bill No. 111. A bill to apportion Senators and Representatives for the next six years.

In which the concurrence of the House is respectfully requested.

Mr. Brown offered a resolution, which was made the special order for to-morrow evening at 7½ o'clock.

Mr. Griffith offered the following resolution :

Resolved, That when this House adjourn that it adjourn until Friday morning at 9 o'clock A. M.

Mr. Brown moved to amend by striking out "Friday morning," and inserting "to-morrow morning."

On which question, Messrs. Roberts and Lasselle demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hetfield,	Marshall,	Reitz,
Abbett,	Holcomb,	Mason,	Richardson,
Atkison,	Howard,	McCaughey,	Rippee,
Brown,	Howell,	Milroy,	Roberts,
Collins,	Howk,	Mutz,	Robinson,
Cook,	Humphreys,	Niblack,	Ryan,
DeBruler,	Kemp of Dubois,	O'Brien of M.,	Shaffer,
Donaldson,	Kemp of Vigo,	Osborn,	Shoaff of Jay,
Garvin,	Lake,	Packard,	Waterman,
Hall,	Lee,	Priest,	Wolfe, and
Harden of W.,	Lemmon of H.,	Puett,	Mr. Speaker—45.
Hardin of P.,	Lemmon of S.,		

Those who voted in the negative were—

Messrs.	Burton,	Hershey,	Spencer,
Bird,	Given,	Hon,	Veach, and
Blocher,	Griffith,	Lasselle,	Williams—13.
Brogan,	Harney,	Miller,	

No quorum voting,

Mr. Brown moved a call of the House.

Agreed to.

Those who answered to their names were—

Messrs.	Hall,	Lasselle,	Reitz,
Abbett,	Harden of W.,	Lee,	Richardson,
Atkison,	Hardin of Perry,	Lemmon of H.,	Rippee,
Bird,	Harney,	Lemmon of S.,	Roberts,
Blocher,	Hershey,	Marshall,	Robinson,
Brogan,	Hetfield,	McCaughey,	Ryan,
Brown,	Holcomb,	Miller,	Shaffer,

Burton,	Hon,	Milroy,	Shoaff of Jay,
Collins,	Howard,	Mutz,	Spencer,
Cook,	Howell,	Niblack,	Veach,
De Bruler,	Howk,	Osborne,	Waterman,
Donaldson,	Humphreys,	Packard,	Williams,
Garvin,	Kemp of Dubois,	Priest,	Wolfe, and
Given,	Kemp of Vigo,	Puett,	Mr. Speaker—59.
Griffith,	Lake,		

On motion,

The further call of the House was dispensed with.

The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 o'clock, A. M., }
February 26, 1863. }

The House met.

The Speaker ordered a call of the House.

Those who answered to their names were—

Messrs.	Griffith,	Kemp of Vigo,	Priest,
Abbett,	Hall,	Lasselle,	Puett,
Atkison,	Hanna,	Lee,	Rippey,
Bird,	Harden of W.,	Lemmon of H.,	Roberts,
Blocher,	Hardin of Perry,	Lemmon of S.,	Robinson,
Brogan,	Harney,	Mason,	Ryan,
Brown,	Hetfield,	McCaughey,	Shaffer,
Collins,	Holcomb,	Miller,	Spencer,
Cook,	Hon,	Milroy,	Veach,
De Bruler,	Howard,	Mutz,	Waterman,
Donaldson,	Howell,	Niblack,	Williams,
Ferris,	Howk,	O'Brien of M.,	Wolfe, and
Garvin,	Humphries,	Osborne,	Mr. Speaker,—54.
Given,	Kemp of Dubois,	Packard,	

The following were the absentees—

Messrs.	Gregg,	Lake,	Pettibone,
Abdill,	Gregory,	Lamb,	Reitz,
Anderson,	Hershey,	Leeds,	Richardson,
Baker,	Higgins,	Marshall,	Roe,
Beyerle,	Hostetter,	Moorman,	Shoaff of Allen,
Budd,	Hutchings,	Morgan,	Shoaff of Jay,
Cason,	James,	Mustard,	Stone,
Cass,	Johnson,	Newman,	Tarkington,
Chambers,	Jones,	Noyes,	Van Buskirk,
Davis,	Kendrick,	O'Brien of H.,	Woodruff, and
Forrester,	Kilgore,	Pendleton,	Woollen,—46.

The House adjourned until to-morrow at 9 o'clock, A. M.

FRIDAY, 9 o'clock, A. M., }
February 27, 1863. }

House met.

The reading of the Journal of Wednesday and Thursday was dispensed with.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following bill thereof :

Senate bill No. 79. A bill to protect the liberty of the press, declaring certain acts infringing the liberty of the press to be felonious, and prescribing punishment therefor, and providing compensation to persons whose property is injured or destroyed by mob violence in certain cases, and declaring when this act shall take effect, in which the concurrence of the House is respectfully requested.

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following bill of the House, without amendment:

House bill No. 94. A bill to enable railroad companies incorporated by other States, with their termini at the boundary line of this State, to acquire the right of way, and make connections in this State; and also acquire the necessary grounds for depots and other buildings, and machine shops, stock yards, tracks, crossings and sidings within this State.

REPORTS FROM STANDING COMMITTEES.

By Mr. Harney, from the Committee on Ways and Means:

The Committee on Ways and Means, to whom was referred resolution of the House in reference to fraudulent State stock, beg leave to report that, in the opinion of this committee, the State is not liable for, and will not, under any contingency, assume the payment, or any part thereof, of any fraudulent issue of certificates for the following reasons: The State debt of Indiana was originally contracted by issuing bonds payable in twenty years, with coupons attached for the payment of semi-annual interest, all of which were sold previous to the year 1845, and the authority to issue any further obligations binding the State in that class of securities, expired, or was revoked, before that time, by an act of the General Assembly in 1846, and the supplementary act in 1847. A new arrangement was entered into between the State and her creditors, by which the State was relieved of one-half of her debt, by transferring her interest in the Wabash and Erie Canal, with its lands and revenues. For the other half she gave a certificate of stock in her remaining indebtedness, bearing 5 per cent. interest, and for the unpaid interest that had accrued she gave a like certificate, bearing two and one-half per cent. interest, and the old bond was taken up and cancelled, by substituting the above description of securities. Under the old arrangement there could have been no increase of State indebtedness, because no agent was authorized to issue her obligations, and she certainly did not intend to assume any new risks or liability in the new arrangement. The State, in her anxiety to make the terms satisfactory, agreed to keep, at her own expense, an agent in New York City, whose duty

was to pay the interest there upon the debt, and issue certificates of stocks founded on the original debt when the bonds were surrendered, and also to transfer ownership in said stock whenever sale was made of any portion of it; but not authorized, under any contingency, to increase the aggregate debt.

The special purpose in changing the nature of the debt was to give her creditors a class of securities that could not be lost by theft or accident. The certificate was *prima facie* evidence of ownership of the stock. The books of the agency, when the transfer was made, was conclusive. He could draw his interest, and retain ownership, though his certificate was lost or in the hands of another party. Now, should the State assume payment of a certificate fraudulently issued, it would be unjust to herself in act and precedent, because it would acknowledge that a special agent could increase her indebtedness when he had no authority for doing so, under any contingency. If it did not increase the debt, it then would cut some rightful owner out of his share of the indebtedness. Besides, it would violate the spirit of the agreement with her creditors, because it would recognize ownership in the possession of the certificate, when the transfer books would show to the contrary, thus destroying all the advantage to the creditor that the system of giving certificates had over the old plan of bonds, with coupons attached. This would materially affect their value, especially where they were held by judiciary agents for the purpose of redeeming bank circulation, and other objects of a like character. This is too important a feature to be overlooked, and is illustrated by the circumstance of certain bonds which, a few years ago, were held in trust by the General Government, and were abstracted from its custody and thrown upon the market, resulting in their entire loss to the Government. Indiana stock securities could not have been so abused.

Your committee further find that, under the provision of the act changing the character of the indebtedness, which are recited on the face of each certificate, it constitutes a class of paper known as "not negotiable," and he who receives it from the party to whom it was given, accepts it with all of its equities, and liable to all its frailties. It presumes the owner to be the person to whom it was issued. Any other person holding it can have only a power of attorney, which may be given on the back of it, authorizing him to have the ownership transferred to himself. Until such transfer is made, the holder has recourse on the indorser only.

From this premise we conclude that there can be no innocent holders of those fraudulent certificates, so far as the State is concerned. The parties to whom they were issued must have known their character, because they know the State was not selling her obligations, and that her agent was not authorized to do that, but was only transferring a pre-existent debt, therefore, when he received a bond for which there had been no transfer, he must have known its condition, so that in all cases of over issue there must be a collision between the agent of State and the party first receiving the fraudulent stock. Now, it cannot be presumed that the State can be bound by a transaction where the party claiming the benefit of it connived at the fraud by which he obtained it; neither can any other party, as his attorney to transfer, have any greater claim on the State than his principle had, who empowered him to act. This position, the committee is satisfied, is sound law and sustained by the highest class of authorities; besides all this, the State has furnished, at great expense, the means of determining the genuineness of the certificate right where they are held, and where the transaction took place, in New York City. There are the transfer books open to the public, which furnishes conclusive evidence as to who is the rightful owner of State indebtedness. The interest register also, which is published yearly in the agents report, shows who receives rightfully dividends or interest on State stocks. In order to make this matter more distinct and clear, the Legislature, by act, approved March 5, 1859, declared the manner in which such transfer should be made, and declared all other fraudulent and void, and certainly no person receiving certificates since that date, which proved to be fraudulent, can complain that the State had not done her part in warning him against spurious issues. It may be a subject of anxious inquiry by the public, why parties should issue, and could use such an immense amount of fraudulent or pretended certificates when they are thus barred in the sale and transfer of them. From inquiry on that subject, the committee are satisfied that they were used, first, to exhibit to parties who took no great interest in investigating their genuineness, then creating in business circles a reputation for wealth and financial resources; and upon a reputation thus established, they obtained immense credit by hypothecating the certificates along with other securities with bankers and capitalists. And further, your committee are satisfied that the fraudulent certificates that are yet out, are all taken from one certain book left in the agency office, and marked "blue letter C," and

there exists no difficulty or doubt in identifying them; they are also advised as to whose hands they are in, and the amount for which they are pledged to a certain date, mainly derived from the report of the agent of State, and also from other sources. Now, while we recommend that the State should never pay one dollar on those spurious certificates, yet we deem it due to her creditors and the public, and to herself, so as forever to settle the question, that she should adopt some plan to, by law, force those parties holding the spurious certificates to surrender them up and have them destroyed. We think it is practicable, and that the probabilities are that the most of them, if not all, can be procured without suit, and in any event they should be taken up and destroyed, so as to wipe out this libel upon the credit of the State, and for this reason the committee recommend the passage of the following joint resolution.

The report was concurred in, and the joint resolution was read and passed to a second reading.

By Mr. Howk, chairman of the committee on the Judiciary:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 232, entitled "An act to legalize the sales of lands made by Town Marshalls, in certain cases," to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient, they therefore recommend that said bill lie upon the table.

The report was concurred in.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 229, entitled "An act supplementary to an act entitled 'An act establishing general provisions respecting corporations,'" to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient, they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Burton, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 173, entitled "an act to amend sections 152, 173, 199 and 578, of chapter 1 of an act entitled 'an act to revise, simplify and abridge the rules, practice, pleadings and forms, in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,'" approved June 18, 1852, to respectfully report that they have duly considered the same, and they recommend that said bill be amended by striking out the second, fourth and fifth sections thereof, and when so amended, they recommend the passage of the same.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Lake, from the same committee:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 175, entitled "an act to amend sections 78 and 84 of an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and to establish Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861, to respectfully report that they have duly considered the same, and they herewith return said bill to this House and recommend the passage thereof.

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 194, entitled "an act defining felonies, and prescribing punishment therefor," to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient, and they recommend that it lie on the table.

The report was concurred in.

By Mr. Packard, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 222, entitled "an act to punish Sheriffs, or other ministerial officers going or gone out of office, who shall fail to make return of executions, or other final process in their hands, or to deliver the same to their successors," to respectfully report that they have had the same under consideration, and they are of the opinion that the passage thereof is inexpedient ; they therefore recommend that said bill lie upon the table.

The report was concurred in.

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 204, entitled "an act to amend section 716 of an act entitled 'an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distict forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,'" approved June 18, 1852," to respectfully report that they have duly considered the same, and they recommend that said bill be amended by striking out the last seven lines thereof, and when so amended, they recommend the passage of said bill.

The report was concurred in, and the bill, as amended, ordered to be engrossed.

By Mr. Burton, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 216, entitled "an act to amend the 129th section of an act entitled 'an act to revise, simplify and abridge the rules, practice, pleadings and forms in criminal actions in the courts of this State,'" approved June 17th, 1852, to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient ; they therefore recommend that said bill lie upon the table.

The report was concurred in.

By Mr. Howk, from the same committee :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 240, entitled "an act supplemental to an act entitled touching the relation of guardian and ward," approved June 9, 1852, to respectfully report that they have had the same under consideration, and they are of the opinion that said bill, in its present form, is unconstitutional; they therefore recommend that the same lie upon the table.

The report was concurred in.

By the same :

MR. SPEAKER :

I am instructed by the Committee on the Judiciary, to whom was referred House bill No. 243, entitled "an act to enable the several Judges of the Circuit Courts throughout this State to appoint Circuit Prosecuting Attorneys in case there be any charge of felony likely to be brought against the Prosecuting Attorney, and to compel the foreman of the Grand Jury to report the fact of such felony to the Judge of the court," to respectfully report that they have duly considered the same, and they are of the opinion that the passage thereof is inexpedient; they therefore recommend that said bill lie upon the table.

The report was concurred in.

Messrs. Kilgore and Abbett obtained leave of absence on account of sickness.

Mr. Spencer obtained leave of absence.

By Mr. Holcomb, from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred House bill No. 135, amending section 13 of the school law so as to permit the wives of soldiers to vote at school meetings," have had the same under consideration, and have directed that it be returned to the House with the recommendation that it lie on the table for the reason that the amendment proposed is provided for in another bill now pending in this House.

The report was concurred in.

By Mr. Given, from the same committee :

MR. SPEAKER :

The Committee on Education, to whom was referred House bill No. 203, a bill to amend the twenty-third section of the school law, approved March 11, 1861, have had the same under consideration and instructed me to report the same back, with the following amendment, and when so amended the said committee recommend its passage :

Strike out, in line twenty-three, in section twenty-three, after the word "act," the following: "in the same mode as provided in section forty-five, for the allowance and payment to the school examiner," and insert the following: "A sum not exceeding five dollars per annum, to be paid by the proper township trustee out of the special school tax."

The report was concurred in, and the bill ordered to be engrossed.

By the same :

MR. SPEAKER :

The Committee on Education, to whom was referred House bill No. 231, a bill to amend the forty-ninth section of an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861, have had the same under consideration, and direct me to report the same back and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed.

By Mr. Ferris, from the Committee on the Rights and Privileges of the Inhabitants of the State :

MR. SPEAKER :

The Committee on Rights and Privileges of the Inhabitants of the State, to whom was referred House bill No. 121, "an act to prohibit and punish arbitrary arrests," have had the same under consideration, and the majority of said committee have instructed me to report the following substitute as an amendment thereto :

Strike out all after the enacting clause, and insert the following, to-wit :

SECTION 1. That the removal of any person beyond the limits of the State of Indiana, to answer any charge of having committed within this State any offense against the laws of this State, or of the United States, is hereby declared to be a misdemeanor; and any person who shall seize, or attempt to seize, or who shall, in any manner, aid, procure, or attempt to procure, others to seize any person whomsoever with intent, either secretly or otherwise, to confine him within this State, contrary to the laws thereof, or to remove him out of the State; and any person who shall, in any way whatever, remove or attempt to remove, or who shall procure, or attempt to procure others to remove any person beyond the limits of this State, on any charge of having committed within the same any offense against the laws of this State or of the United States, shall be deemed guilty of a misdemeanor; and on conviction thereof shall be sentenced to imprisonment in the county jail for any period not less than six, nor more than twelve months, and fined not less than fifty nor more than one thousand dollars, or both or either, at the discretion of the Court.

SEC. 2. And be it further enacted, that any person who shall, without lawful authority, or without legal process duly issued to him by competent authority, arrest any person with the intent to take such person out of any county of this State, or who shall, without such lawful authority or legal process as aforesaid, arrest and detain any such person in any county in this State, shall be deemed guilty of a misdemeanor; and, upon conviction thereof, shall be fined in any sum not less than fifty, nor more than one thousand dollars, to which may be added imprisonment in the county jail for any period not less than six, nor more than twelve months.

SEC. 3. And be it further enacted, that any person or persons who shall knowingly procure, aid, assist, or encourage another to commit the offense named in the second section of this act, shall be deemed guilty of a misdemeanor; and, on conviction thereof, shall be liable to the same penalties prescribed in the second section of this act.

SEC. 4. Be it further enacted, that upon trial of any person for having committed either of the offenses in this act set forth, the fact that such seizure, confinement, or removal, was by order of the President of the United States, or of any member of his cabinet,

or other officer of the General Government, shall not constitute a legal defense.

SEC. 5. Whereas, there is no law in force defining and punishing the misdemeanors in this act set forth, it is hereby declared that an emergency exists for the immediate taking effect of this act, the same shall therefore be in force and take effect from and after its passage and publication in the Indianapolis Daily Journal and Daily State Sentinel.

The committee further recommend the change of the title of the act, so as to read as follows: An act defining misdemeanors, and prescribing punishment therefor; and when said is so amended, they recommend its passage.

The bill, report, and amendment were referred to the Committee on the Judiciary.

By Mr. Garvin, from the Committee on Corporations:

MR. SPEAKER:

The Committee on Corporations, to whom was referred House bill No. 246, entitled "an act to classify the incorporated cities of the State of Indiana, and for the better legislation of the police of the same," have had the same under consideration, and a majority of said committee have directed me to report the same back to this House, and recommend its passage, with the following amendment, viz.:

Strike out the words, "nineteen thousand" where they occur in the first section, and insert in lieu thereof the words "eighteen thousand."

The report was concurred in, and the bill ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on Corporations, to whom was referred Senate bill No. 62, entitled "A bill to amend the first section of an act for the incorporation and continuance of Building Loan Fund and Saving Association," approved March 5, 1857, have had the same under consideration, and have directed me to report the bill back to this House and recommend its passage.

The report was concurred in and the bill ordered to a third reading.

By the same :

MR. SPEAKER :

The Committee on Corporations, to whom was referred Senate bill No. 73, an act to amend section fourteen of an act entitled "An act authorizing the construction of plank, McAdamized and gravel roads, approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of their roads," have had the same under consideration, and a majority of said committee have directed me to report said bill back to this House, and recommend its passage.

The report was concurred in, and the bill ordered to a third reading.

By the same :

MR. SPEAKER :

The Committee on Corporations, to whom was referred Senate bill No. 72, an act to amend section forty-two of an act entitled "An act to repeal all laws now in force for the incorporation of cities, and to provide, &c.," have had the same under consideration, and a majority of said committee have directed me to report the same to this House, and to recommend its passage.

The report was concurred in, and the bill ordered to a third reading.

Mr. Packard, chairman of the Committee on Federal Relations, made a report, which was laid on the table and 3,000 copies ordered to be printed.

By the same :

MR. SPEAKER :

The Committee on Federal Relations, to which was referred joint resolution No. 2, of the House, respectfully report the same back, with two amendments, and respectfully recommend its passage.

Insert additional resolution after the second and add at end of

last resolution, after the word "Congress," and to the Governors of the States of Kentucky, Missouri, Tennessee, Maryland and Delaware, with a request that they be laid before the Legislature of those States.

The amendment was adopted and the resolution ordered to be engrossed.

By the same:

MR. SPEAKER:

The Committee on Federal Relations, to which was referred various resolutions, joint and otherwise, of the House, relative to the President's Proclamation of "Emancipation," would respectfully report the following joint resolution, as embodying, in the judgment of the majority of the committee, as nearly as possible, the sentiments of the same, and would respectfully recommend the passage thereof.

The resolution was read, and passed to a second reading.

By the same:

MR. SPEAKER:

The Committee on Federal Relations, to which was referred various resolutions of the House relative to the payment of the troops now in the service of the United States, would respectfully report the following "Joint Resolution," as embracing as near as possible, in the judgment of the majority of the Committee, the principle sentiments contained in said resolutions; and the committee would respectfully recommend the passage of the joint resolution herewith reported.

The joint resolution was read, and passed to a second reading.

Mr. Given, from the Committee on Federal Relations, asked and obtained further time, till Tuesday morning, to make a minority report.

The order of business was suspended to enable Mr. Burton to offer the following resolution:

WHEREAS, The time allotted for the sitting of this Legislature is well nigh spent; and

WHEREAS, The people are looking anxiously for this honorable

body to adopt some measure which looks to a cessation of hostilities, and to the establishment of an honorable peace; and

W^AEREAS, It is evident that the demands of the people of Indiana, in this regard, will not be met unless some prompt and immediate action is taken; therefore,

Resolved, That the Committee on Federal Relations be and are hereby instructed to report to this House, on Wednesday morning, March 4th, next, a bill or joint resolution, recommending or embodying, in substance, the following propositions, viz:

1st. That we favor the calling of a National Convention, at as early a day as practicable, in the city of Louisville, or at such other place as may be designated, with a view of restoring peace to a divided and distracted country.

2nd. That we memorialize Congress to act promptly in this emergency, and to devise means by which the wishes of the people may be expressed through a National Convention, at the earliest possible day.

3rd. That in the event of such a convention, we will instruct our delegates thereto, to oppose the prosecution of the war for another day, or another hour, while the President adheres to his abolition policy, and disregards the *restrictions* imposed by the Federal Constitution.

4th. That Indiana will not willingly furnish another man, or another dollar for the further prosecution of this wicked and unnatural war, if the administration is determined to further wage it in spite of the wishes of the people, unless it is explicitly and unequivocally understood that it shall be waged *solely* for the preservation of the Constitution, and the restoration of the Union under the Constitution, with all the rights, dignity and equality of the several States unimpaired.

Referred to the Committee on Federal Relations.

Mr. Niblack, from a select committee, made a report, which was informally laid on the table.

The special order being the consideration of the following resolution, reported by the Committee on Arbitrary Arrests:

Resolved, That the Committee on Arbitrary Arrests be authorized to continue its investigations for a period not exceeding 30 days after

the adjournment of the present session; that the reports of said committee, together with the evidence and proceedings accompanying the same, be filed with the Secretary of State for publication, and that 5000 copies thereof be printed, in book form, for distribution, as follows: To each member of the Senate and House of Representatives, ten copies; to each member of the committee, twenty-five copies; and the remainder distributed as provided for the laws and journals of this Assembly. That said committee shall possess and exercise the same powers as though the General Assembly was in session. That said committee shall be entitled to appoint a Sergeant-at-Arms for the service of process issued to him by the chairman of said committee, and that the members of said committee, and officers thereof, shall be entitled to the same pay and compensation as allowed in session, to be audited and paid upon the certificate of the chairman of said committee.

Mr. Donaldson moved to strike out "eleven" and insert "three."
Agreed to.

The resolution, as amended, was adopted.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to present Senate enrolled act No. 24, an act to provide for the execution of conveyances, by county auditors, of school lands, where the certificate has not been properly assigned or assignment acknowledged in certain cases, to which the signature of the Speaker is requested.

Mr. Niblack, from a select committee, made the following report:

MR. SPEAKER:

The select committee, to which was referred House bill No. 206, have had the same under consideration, and a majority of said committee have instructed me to report the same back to the House with an amendment, upon the adoption of which they recommend its passage. Proposed amendment:

Strike out the words "fifty dollars," in the fourth line of the proposed amended section, in the first section of the bill, and insert in lieu thereof the words "twenty-five dollars."

The amendment was adopted.

The bill, as amended, was ordered to be engrossed.

RESOLUTIONS OF THE HOUSE.

By Mr. Hon :

Resolved, That the Judiciary Committee be instructed to inquire into and report to this House the last day upon which bills can be constitutionally passed.

Adopted.

By Mr. Griflith :

WHEREAS, It is believed that House bill No. 221, "An act providing for the organization of the Indiana militia, for a military tax, and for other matters properly connected with the militia of the State," is in direct violation of the Constitution of the State of Indiana, and is a measure the passage of which would inflame the public mind, and tend to promote anarchy; therefore, be it

Resolved, That it is the sense of this House that said bill should be indefinitely postponed.

Mr. Niblack moved to refer the resolution to the Committee on the Judiciary, with instructions to inquire into its constitutionality.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the President of the Senate to return enrolled act No. 94, of House, an act to enable railroad companies incorporated by other States, with their termini at the boundary line of this State, to acquire the right of way, and make connections in this State, and also to acquire the necessary ground for depots and other buildings, and for machine shops, stock yards, tracks, crossings, and sideings within this State, which has received the signature of the President of the Senate.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK P. M.

House met.

Mr. Brown moved that the motion to refer the resolution offered by Mr. Griffith to the Committee on the Judiciary, lie on the table.
Not agreed to.

The question being on referring the resolution with instructions,
It was so referred.

Mr. Marshall obtained leave of absence on account of sickness.

Mr. Waterman offered the following resolution :

Resolved, That the Auditor of State be requested to transmit to this House a statement of the amounts of the various sums heretofore appropriated by the Legislature, and remaining undrawn on the first day of February, 1863, and also the amounts, if any, of claims which are outstanding, and which have not been paid on account of the appropriations having been exhausted.

Adopted.

The following bills were introduced, read the first time, and passed to a second reading :

House bill No. 252. An act to amend sections 11 and 18 of an act entitled "an act for the organization and regulation of the Indiana militia, prescribing penalties for violation of said legislation, providing for the election of officers, defining the duties of military and civil officers, and penalties for the neglect or violation thereof, providing for courts-martial, councils of administration and military encampments, making appropriations for the support of said militia, repealing all laws heretofore enacted on that subject, saving certain acts therein named, and declaring an emergency for the immediate taking effect thereof," approved March 11, 1861.

By Mr. Garvin :

House bill No. 253. An act to extend to all cities in the State of Indiana, the provisions, sections 83, 84 and 85 of an act entitled "an act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same,

and to regulate such other matters as properly pertain thereto," approved March 9, 1857.

By Mr. Hanna :

House bill No. 254. An act entitled "an act to amend an act entitled an act to provide for opening, vacating and change of highways."

By Mr. Niblack :

House bill No. 255. An act touching the public arms of the State, and regulating their collection and distribution.

By Mr. Lasselle :

House bill No. 256. To amend section 16 of an act regulating descents, and the apportionment of estates, approved May 14, 1852.

By Mr. Buskirk :

House bill No. 257. A bill for the relief and benefit of Isaac E. Johnson.

BILLS ON THEIR SECOND READING.

House bill No. 247. A bill for the relief of Ann Wizard ;

Was read the second time and referred to a select committee of three, consisting of Messrs. Bird, Given and Atkison.

House bill No. 248. An act providing for the exercise of the elective franchise, by legal voters of the State of Indiana, who may be temporarily on military service, and making necessary regulations therefor ;

Was read the second time, and referred to a select committee of five.

House bill No. 249. An act authorizing Circuit and Common Pleas Courts to issue warrants for contempt of their authority in certain cases therein named, and providing punishment in such cases ;

Was read the second time, and referred to the Committee on the Judiciary.

A message from the Governor, by Mr. Holloway, his Private Secretary :

MR. SPEAKER:

I am directed by the Governor to inform your honorable body that he has approved and signed House bill No. 44: "An act to amend the sixth section of an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith," approved March 5, and has caused a copy of the same to be filed in the office of the Secretary of State.

Mr. Priest, from a select committee, made the following report:

MR. SPEAKER:

The select committee, appointed to make arrangements for the raising of a national flag on the dome of the Capitol, beg leave to report the following bill of expenses, amounting in all to seventy-five dollars, which has been approved by a majority of the committee, and ask that the Committee on Ways and Means be instructed to provide for the payment of the same in the specific appropriation bill of the present session.

The report was concurred in.

Mr. Wolfe, from the Committee on Education, made the following report:

MR. SPEAKER:

The Committee on Education, to whom was referred House resolution No. 45 of inquiry, have had the same under consideration, and report that all the changes suggested in said resolution, that the committee deem expedient at present to be made, have been reported on to heretofore by a bill which has passed the House. They, therefore, recommend that the resolutions lie upon the table.

The report was concurred in.

Mr. Abdill obtained further leave of absence.

The Speaker laid before the House the following communication from the President of the Board of Sinking Fund:

OFFICE OF THE COMMISSIONERS OF THE SINKING FUND,
Indianapolis, February 21, 1863.

HON. S. H. BUSKIRK :

DEAR SIR:—I am in receipt of a resolution of the House over which you preside asking information as to the amount of "losses" to said fund on loans made by said Board of Sinking Fund Commissioners, or by the President of said Board.

In reply, I have the honor to report that the total amount of losses to said fund, on account of loans, from the organization of said Board to the present time, is three thousand two hundred and eighty-three dollars (\$3,283).

I am, very respectfully,

W. H. TALBOTT,
President Board Sinking Fund Commissioners.

Referred to the Committee of Ways and Means.

The Speaker laid before the House the following communication from the Superintendent of Public Instruction :

DEPARTMENT OF PUBLIC INSTRUCTION,
OFFICE OF SUPERINTENDENT,
Indianapolis, Feb. 7, 1863.

HON. SAMUEL H. BUSKIRK,
Speaker of the House of Representatives :

SIR:—Please present to the body over which you preside my accompanying official report as Superintendent of Public Instruction. It is the eleventh in regular number; but the first biennial report, and for the years 1861 and 1862. I understand that copies of it have been distributed to the members of the House this morning.

Your obedient servant,

SAMUEL L. RUGG,
Superintendent of Public Instruction.

Referred to the Committee on Education, with instructions to ascertain whether any further action is necessary on the part of the House.

House bill No. 250. An act to amend section four of an act

entitled "an act to compel owners of town lots to grade and pave or plank sidewalks, and fixing the penalty thereto," approved February 14, 1859;

Was read the second time, and ordered to be engrossed.

House bill No. 251. An act to amend the first section of an act entitled "an act to amend the second and fifth sections of an act entitled an act to authorize the Commissioners of the Sinking Fund to receive substitutes of stock, mortgages, and for other purposes," approved January 28, 1847, and containing some provisions respecting the reinstating of mortgages given for loans made from the sinking, or any fund loaned by the Auditor or Treasurer of State, and of sales made on account of any of said funds, and respecting the collection, safety, and control of said funds, the time, place, and manner of making sales, the proceedings against purchasers who fail to comply, and matters properly connected therewith, and to authorize the conversion of Indiana stocks into bank bonds, and requiring the Commissioners to account for all interest on deposits of income of the fund, and making the same a part thereof, approved March 8, 1861;

Was read the second time, and referred to the Committee of Ways and Means.

The Speaker laid before the House a communication from Major General Rosecrans, which was ordered to be spread on the Journal of the House:

HEADQUARTERS DEPARTMENT OF THE CUMBERLAND,
Murfreesboro, Tenn., February 18, 1863.

GENTLEMEN:—In the name of the officers and soldiers of the Army of the Cumberland, I thank you for the resolutions of congratulation, approval and condolence you have sent us on account of the battle of Stone River. At the call of constitutional liberty, the brave and true men of the West laid aside peaceful pursuits, left their homes, and sought to qualify themselves to fight for a Government that had cost the blood and treasures of two great wars, and eighty years of time to establish. For twenty weary months, this army has stood guard to keep the Confederate wolf from your doors. They know what hunger, cold, weary marches, and painful watchings it has cost to preserve our homes from invasion, and our friends and neighbors from conscription. It is, there-

fore, doubly a pleasure to hear these free and cheering words now from home.

The unscrupulous despots in our front call us "Lincoln hirelings," and we hear that this calumny has lately been repeated at home, by some of the men whose property and persons have been kept safe, by our toil and blood, from the ruthless hands of Kirby Smith, Bragg, and Morgan. Presuming on our absence, these men talk as if we were not citizens, and speak mockingly of our patriotism. They stab in the back the most generous, true-hearted men of the country, while standing guard in front of their doors, and they prolong the war by encouraging the rebels to hope for divided councils at our homes. I speak the convictions of the officers and men of this army, when I say that we fight to secure equal rights to all under the Constitution and laws. We fight in defense of our homes and hearths, sure to be invaded, if the rebel despots, who began the war, can get power. But we long for peace, we pray for peace, and we fight for peace. Not for a dishonorable peace—not for a hollow truce. We have once been deceived by the cry of "no coercion," and of "State rights," and have seen how the rebel leaders practice in East Tennessee, Missouri, Western Virginia, and Kentucky. We have met the masses of the South, and are witnesses of the falsehood, calumny, and perfidy by which they have been led to wage war against us. We have seen flags of truce violated; hospitals, ambulances, and boats, bearing flags, fired upon; and our sick and wounded stripped of their blankets and robbed of their food. We have been approached in battle by rebels wearing our uniforms and carrying our colors. After witnessing the wholesale slander of us, their perfidy and treachery towards the masses of their own people, and the unfair and dishonorable means to which they resort to gain an advantage, we have been forced to the immovable but sad conviction, that the LEADERS of this rebellion are *perfidious, treacherous, unscrupulous*, and cruel. These leaders never will nor can be peaceable or true friends and neighbors. And, as Mr. Davis has said, they only want the power, not the will, to invade and subjugate us. We should rejoice to see the power of these leaders fall by the hands of their own people whom they oppress—that people for whose rights we fight, in common with our own; but unless it does thus fall, we must destroy it, or it will destroy our nation, and our children will pass under the yoke of a military despotism, raised on the sable foundation of negro slavery, and the worse degrading ser-

vitude of the "poor whites," such as now overshadow the South. I say, "our children will pass under the yoke," for that could only happen after the brave and true men of the country—her citizen-soldiers—shall have perished, or, deserted by the wretches whose homes they have protected, heart-broken and despairing, shall quit the field, and give to slavery, and to its dominion, all who love *money* more than *honor*, and *peace* more than freedom.

The issue is a plain one. If we who battle for national existence are not to be sustained by our own friends at home, the sooner we know it the better. We do not wish to be deceived as to our position, nor fall victims to the treachery, cowardice, or selfishness of those whom we have loved and trusted.

W. S. ROSECRANS,

Major General.

*To the Hon. the Legislative Assembly,
of the State of Indiana.*

The Speaker laid before the House a communication from the citizens of Monroe county;

Which was referred to the Committee on Federal Relations.

Mr. Hall presented a memorial from the citizens of Rush county, in reference to the present war;

Which was referred to the same committee.

The Speaker laid before the House a communication from the President of the Institution for the Education of the Deaf and Dumb;

Which was referred to the Committee on Benevolent Institutions.

Senate bill No. 79, an act to protect the liberty of the press, declaring certain acts, infringing the liberty of the press, to be felonies, and prescribing punishment therefor, and providing compensation to persons whose property is injured or destroyed by mob violence, in certain cases, and declaring when this act shall take effect;

Was read the first time, and passed to a second reading.

Mr. Packard, by consent of the House, offered the following resolution:

Resolved, That it is the sense of this House that the money

which has been collected of persons conscientiously opposed to bearing arms in the late draft in this State, was collected without any authority of law, and ought, therefore, to be refunded with interest and damages from the person or persons unlawfully collecting and withholding the same.

Referred to the Committee on Military Affairs.

Senate bill No. 111. A bill to apportion Senators and Representatives for the next six years.

Read the first time, and passed to a second reading.

Mr. Niblack moved a call of the House,
Which was ordered.

Fifty-three members answered to their names.

The roll of absentees was called.

The following members were absent without leave—

Messrs.	Davis,	Johnson,	Noyes,
Anderson,	Forrester,	Jones,	O'Brien of H.,
Baker,	Gregg,	Kendrick,	Perry,
Beyerle,	Gregory,	Lamb,	Pettibone,
Branham,	Hershey,	Leeds,	Roe,
Budd,	Higgins,	Moorman,	Stone,
Cason,	Hostetter,	Morgan,	Tarkington,
Cass,	Hutehings,	Mustard,	Van Buskirk, and
Chambers,	James,	Newman,	Woodruff—35.

The House adjourned until to-morrow at 9 o'clock, A. M.

SATURDAY, 9 o'clock, A. M., }
February 28, 1863. }

The House met.

The reading of the Journal was dispensed with.

A message from the Senate by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills thereof, to-wit :

Senate bill No. 114. A bill to amend section 13 of an act entitled "an act defining felonies, and prescribing punishment therefor, approved June 10, 1852, and more fully protect the citizens of the State from arbitrary arrests, and procuring the privileges of the writ of *habeas corpus* to such as may be arrested without due process of law," in which the concurrence of the House is respectfully requested.

Senate bill No. 98. A bill to repeal all provisions of acts of incorporation heretofore passed requiring any company or companies to complete any plank road, gravel road, or McAdamized road, and authorizing said companies, in certain cases, to collect toll on said road.

MR. SPEAKER :

I am directed to inform the House that the Senate has passed, without amendment, House engrossed bill No. 91.

House bill No. 91. An act to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad company in this State, and to enforce the collection of judgment rendered on account of the same, and to repeal all laws inconsistent therewith.

MR. SPEAKER :

I am directed to present to the House Senate enrolled act No. 30, to-wit :

Enrolled Senate act No. 30. An act to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties, and to repeal all laws inconsistent therewith, to which the signature of the Speaker is respectfully requested.

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

Messrs. Blocher, Hall, Lake and Puett obtained leave of absence until Monday noon.

Further leave of absence was obtained for Mr. Shoaff of Allen, on account of sickness.

Mr. Wolfe, Chairman of the Committee on enrolled bills, made the following report:

MR. SPEAKER:

The committee on enrolled bills would respectfully report that they have carefully compared engrossed bill of the House No. 44, with the engrossed copy thereof, and find that the same is, in all respects, correctly enrolled, and that they presented the same to the Governor for his approval, this the 25th day of February, at half-past 11 o'clock, A. M.

Mr. Mutz moved a call of the House,
Which was ordered.

The following members answered to their names—

Messrs.	Hanna,	Lee,	Reitz,
Atkison,	Harden of W.,	Lemmon of H.,	Richardson,
Bird,	Hardin of Perry,	Lemmon of S.,	Roberts,
Brogan,	Harney,	Mason,	Rippey,
Brown,	Hetfield,	McCaughey,	Robinson,
Burton,	Holcomb,	Miller,	Ryan,
Collins,	Hon,	Milroy,	Shaffer,
Cook,	Howard,	Mutz,	Shoaff of Jay,
DeBruler,	Howell,	Niblack,	Veach,
Donaldson,	Howk,	O'Brien of M.,	Waterman,
Ferris,	Humphreys,	Osborne,	Williams,
Garvin,	Kemp of Dubois,	Packard,	Wolfe, and
Given,	Kemp of Vigo,	Priest,	Mr. Speaker—53.
Griffith,	Lasselle,		

The following were absent without leave—

Messrs.	Davis,	Johnson,	Noyes,
Abdill,	Forrester,	Jones,	O'Brien of H.,

Anderson,	Gregg,	Kendrick,	Perry,
Baker,	Gregory,	Lamb,	Pettibone,
Beyerle,	Hershey,	Leeds,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk, and
Cass,	James,	Newman,	Woodruff—36.
Chambers,			

The following members were absent with leave—

Messrs.	Hall,	Marshall,	Shoaff of Allen,
Abbett,	Kilgore,	Pendleton,	Spencer, and
Blocher,	Lake,	Puett,	Woollen—11.

On motion of Mr. Brown,

The House adjourned until Monday next at 9 o'clock, A. M.

MONDAY, 9 O'CLOCK, A. M. }
March 2, 1863. }

The House met.

Mr. Wolfe, Chairman of the Committee on Enrolled Bills, made the following report :

MR. SPEAKER :

The Committee on Enrolled bills would respectfully report that they have carefully compared engrossed bill of the House, No. 91, with the engrossed copy thereof, and find that the same is, in all respects, correctly enrolled, and that they presented the same to the Governor for his approval, this the 2nd day of March, at fifteen minutes before ten o'clock, A. M.

Mr. Bird moved a call of the House, which was ordered.

The following members answered to their names—

Messrs.	Hanna,	Lasselle,	Priest,
Bird,	Harden of W.,	Lee,	Reitz,
Brown,	Hardin of Perry,	Lemmon of H.,	Richardson,
Burton,	Harney,	Lemmon of S.,	Rippey,
Cass,	Hetfield,	Mason,	Robinson,
Collins,	Holcomb,	McCaughey,	Ryan,
Cook,	Hon,	Miller,	Shaffer,
DeBruler,	Howard,	Milroy,	Shoaff of Jay,
Donaldson,	Howell,	Mutz,	Veach,
Ferris,	Howk,	Niblack,	Waterman,
Garvin,	Humphreys,	O'Brien of M.,	Wolfe, and
Given,	Kemp of Dubois,	Osborn,	Mr. Speaker—50.
Griffith,	Kemp of Vigo,	Packard,	

The following were absent without leave—

Messrs.	Chambers,	Johnson,	Noyes,
Abdill,	Davis,	Jones,	O'Brien of H.,
Anderson,	Forrester,	Kendrick,	Perry,
Atkison,	Gregg,	Lake,	Pettibone,
Baker,	Gregory,	Lamb,	Roberts,
Beyerle,	Hershey	Leeds,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Brogan,	Hostetter,	Morgan,	Tarkington,
Budd,	Hutchings,	Mustard,	Van Buskirk and
Cason,	James,	Newman,	Woodruff—39.

The following is a list of members absent with leave—

Messrs.	Hall,	Pendleton,	Spencer,
Abbett,	Kilgore,	Puett,	Williams, and
Blocher,	Marshall,	Shoaff of Allen,	Woollen—11.

On motion,

Further proceedings under the call were dispensed with.

On motion of Mr. Brown,

The House adjourned until 1½ o'clock, P. M.

1½ O'CLOCK, P. M.

The House met.

The following message was received from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House, that they have passed House engrossed bill No. 149. An act supplemental to an act entitled an act for the incorporation of manufacturing and mining companies for mechanical, chemical and building purposes, approved May 20, 1852, and to repeal the eleventh and fourteenth sections of said act.

Mr. Niblack moved a call of the House, which was ordered.

Those who answered to their names were—

Messrs.	Hall,	Lasselle,	Reitz,
Atkison,	Hanna,	Lee,	Richardson,
Bird,	Harden of W.,	Lemmon of H.,	Rippey,
Brogan,	Hardin of Perry,	Lemmon of S.,	Roberts,
Brown,	Harney,	Mason,	Robinson,
Burton,	Hetfield,	McCaughy,	Ryan,
Cass,	Holcomb,	Miller,	Shaffer,
Collins,	Hon,	Milroy,	Shoaff of Allen,
Cook,	Howard,	Mutz,	Shoaff of Jay,
DeBruler,	Howell,	Niblack,	Veach,
Donaldson,	Howk,	O'Brien of M.,	Waterman,
Ferris,	Kemp of Dubois,	Osborn,	Wolfe,
Garvin,	Kemp of Vigo,	Packard,	Woollen, and
Given,	Kilgore,	Priest,	Mr. Speaker—58.
Griffith,	Lake,	Puett,	

Those who were absent without leave were—

Messrs.	Davis,	Johnson,	Noyes,
Abdill,	Forrester,	Jones,	O'Brien of H.,
Anderson,	Gregg,	Kendrick,	Perry,
Baker,	Gregory,	Lamb,	Pettibone,
Beyerle,	Hershey,	Leeds,	Roe,

Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk and
Chambers,	James,	Newman,	Woodruff—35.

Those who were absent with leave were—

Messrs.	Blocher,	Marshall,	Spencer, and
Abbett,	Humphreys,	Pendleton,	Williams—7.

Mr. Lasselle offered the following resolution :

WHEREAS, The following members of the House, to wit:—

Messrs. Anderson, of St. Joseph ; Baker, of Noble ; Branham, of Jefferson ; Budd, of Parke ; Beyerle, of Kosciusko ; Cason, of Boone and Hendricks ; Chambers, of Warrick ; Davis, of Elkhart and La Grange ; Forfeater, of La Porte ; Gregg, of Hendricks ; Gregory, of Warren ; Hershey, of Tippecanoe ; Higgins, of La Porte ; Hostetter, of Boone ; Hutchings, of Jennings ; James, of Grant ; Johnson, of Morgan ; Jones, of Wayne ; Kendrick, of Marion ; Lamb, of Switzerland and Ohio ; Léeds, of Howard ; Moorman, of Randolph ; Morgan, of Henry ; Mustard, of Tippecanoe ; Newman, of Wayne ; Noyes, of Steuben ; O'Brien, of Hamilton ; Perry, of Fayette and Union ; Pettibone, of Lake ; Roe, of Jefferson ; Stone, of Wabash ; Tarkington, of Marion ; Van Buskirk, of Decater ; and Woodruff, of Wayne Counties, did, on Wednesday, the 25th ultimo, leave this House and have not since returned to their seats, whereby, in violation of their constitutional obligations, they have impeded the course of legislation and rendered this House and General Assembly of the State unable to proceed further with the business of the State and the people ; therefore,

Resolved, That the Sergeant-at-arms be directed by the Speaker to summons the said delinquent members to appear forthwith, and resume their seats in this House, as such representatives of the people of Indiana. ✓

Mr. Niblack moved to amend by striking out the word "Summons," and inserting the word "Arrest."

Mr. Howk moved to lay the resolution and pending amendment upon the table.

Upon which question Messrs. Brown and Shaffer demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Hetfield,	Lee,	Rippey,
Burton,	Holcomb,	Lemmon of H.,	Robinson,
Cass,	Hon,	Lemmon of S.,	Ryan,
Collins,	Howell,	Milroy,	Shoaff of Allen,
Cook,	Howk,	Mutz,	Shoaff of Jay,
Ferris,	Hunphreys,	O'Brien of M.,	Veach,
Griffith,	Kemp of Dubois,	Osborn,	Waterman,
Hall,	Kemp of Vigo,	Puett,	Wolfe, and
Hardin of Perry,	Kilgore,	Richardson,	Mr. Speaker—35.

Those who voted in the negative were—

Messrs.	Garvin,	Lasselle,	Packard,
Bird,	Given,	McCanghey,	Reitz,
Brogan,	Hanna,	Miller,	Shaffer, and
Brown,	Hardin of W.,	Niblack,	Woollen—17.
Donaldson,	Howard,		

So the resolution and amendment were laid upon the table.

On motion of Mr. Brown,

The House adjourned until to-morrow at 9 o'clock, A. M.

TUESDAY, 9 o'clock, A. M., }
March 3, 1863. }

House met.

Mr. O'Brien of Martin, obtained leave of absence on account of sickness.

The House extended the time to Mr. Given in which to make a minority report from the Committee on Federal Relations.

By Mr. Howell, chairman of the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of J. McLene & Co., for paper furnished W. A. Peelle, Secretary of State, have had the same under consideration, and recommend that provision be made in the specific appropriation bill for the payment of two hundred and twenty-two dollars and eighty cents, to said McLene & Co., in liquidation of the same.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claims of Werden & Co., for step ladders, amounting to \$9 50, have had the same under consideration, and recommend that provision be made in the specific appropriation bill for the payment of the same.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Elder, Harkness & Bingham, for 312 copies of the Daily Sentinel, furnished the House 52 days, for \$919 36, find the same correct, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of J. B. Wilson, for bill of hardware, bought by the Librarian, amounting to \$29 30, find the same correct, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. S. Walker, for seven dollars, for lumber furnished, have had the same under consideration, and recommend that the Committee on Ways and Means make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Ramsey & Henning, for \$23 85, for furnishing gas tube, &c., have had the same under consideration, and request me to report the same correct, and recommend that the Committee on Ways and Means make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Ruger & Caldwell, for fourteen dollars, for candles, brooms, &c., have had the same under consideration, and request me to report the same correct, and recommend that the Committee of Ways and Means make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Thomas Dorsey, for services rendered in purchasing wood for the Legislature, amounting to five dollars, have had the same under

consideration and recommend that the Committee on Ways and Means incorporate said amount in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of C. A. Werbridge, for seven dollars and thirty-two cents, have considered the same, and recommend that the Committee on Ways and Means be directed to insert an allowance for the same into the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of John C. Dunn, for twenty-one dollars and fifty-five cents, for gas pipe, labor, &c., have had the same under consideration, and request me to report the same correct, and recommend that the Committee on Ways and Means make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the bill of Elder, Harkness & Bingham, for 162 copies of the Daily Sentinel, furnished the Senate 52 days, for \$477 36, find the same correct, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Veach, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of

Charles C. Campbell, for \$179, money expended and services rendered, in effecting the arrest of Hiram Merehouse, Wm. Manly, and James Philipp, fugitives from justice, have had the same under consideration, and recommend that an allowance of the above amount be made, and that the Committee on Ways and Means, be directed to incorporate the same into the specific appropriation bill.

The report was concurred in.

By Mr. Lemmon of Harrison, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Messrs. Morrison & Ray, for fifteen hundred dollars, attorneys' fee in defending the title to lands belonging to the Institution of the Blind, have considered the same, and direct me to return it to this House and recommend that it be referred to the Committee on the Judiciary.

The report was concurred in, and the claim so referred.

By Mr. Niblack, from the Committee on Ways and Means :

MR. SPEAKER :

The Committee on Ways and Means, to whom was referred House bill No. 136, introduced by Mr. Moorman, entitled "an act to amend an act for the relief of borrowers of the sinking fund, and to repeal the fourth section and so much as applies to the sinking fund, 'of the whole act of the 3d of March, 1839, to extend the time of payment of loans from the sinking fund, and other funds, and prescribing how mortgages may be substituted, as set forth in the act of the 9th of March, 1861,'" have had the same under consideration, and directed me to report the same back as inexpedient, (as a bill on the same subject has already passed this House) and that the said bill be laid on the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee of Ways and Means, to whom was referred

House bill No. 226, A bill for the loaning and investment of the sinking fund, prescribing the manner of making such investment, and defining the duties of the Commissioners, the Auditor and Treasurer of State, in connection therewith, and to repeal an act for the investment, distribution, and safe keeping of the funds arising from the 113th and 114th sections of an act establishing a State Bank, approved June 8, 1854, and providing for the purchase of bank bonds, and prescribing the duties of certain officers therein named, approved March 1, 1859, have had the same under consideration, and have instructed me to report the same back to the House with an amendment, and when so amended to recommend its passage.

Proposed amendment—amend section No. 2 by adding thereto the following:

Said Commissioners shall also, in making loans of said fund, as nearly as practicable distribute the loan thereof equitably throughout the State, taking into consideration loans and distributions already made.

The report was concurred in.

A message from the Senate by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am requested by the Senate to inform the House that the Senate has passed the following engrossed bills of the House, to-wit:

House bill No. 57. A bill to provide that the value of United States Government stamp duties required and used in original process, certificates, bonds, appraisements, deeds of conveyance by sheriffs, and other instruments, shall, in all actions, be taxed and collected as other costs in said action.

House joint resolution No. 15. A joint resolution of thanks to the soldiers of Indiana, and providing for the registry and preservation of the names of those who have fallen in the service of their country during the present war.

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills thereof, to-wit:

Senate bill No. 103. A bill to amend sections eighteen and twenty-six of "an act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7, 1852.

In which the concurrence of the House is respectfully requested.

Senate bill No. 147. A bill providing for the election and appointment of officers for the Benevolent Institutions of this State, prescribing some of their duties, and other matters properly connected therewith; repealing all laws in conflict with the same, and declaring an emergency for the immediate taking effect thereof.

Senate bill No. 78. An act to amend the eighth section of an act entitled an act in relation to county treasurers, approved June 4, 1852.

Senate bill No. 138. A bill to amend the title of an act providing for the increasing of the capital stock and the directors of railroad companies, approved June 17, 185-.

Senate bill No. 89. A bill for the punishment of officers of elections for receiving the ballots of unqualified persons and for counting and returning such votes; for abstracting or destroying ballots, so that such votes shall be lost in the count and return; for removing ballots voted or substituting others instead thereof; for changing the names or office voted for on ballots; for falsely reading or counting any name or office voted for; for writing spurious or false names on any poll book; for depositing spurious or false ballots; for making false counts of votes, and for making false returns of the votes cast at any election authorized by law to be held in this State.

Senate bill No. 23. A bill to amend section thirteen of an act entitled "an act providing for the election and qualification of justices of the peace, and defining their jurisdiction, power and duties in civil cases," approved June 9, 1852, as amended by act approved March 9, 1861.

Senate bill No. 109. A bill requiring the county commissioners of the several counties of this State to make allowances and issue orders therefor in certain cases therein specified.

Senate bill No. 124. A bill to amend sections one and four of an act entitled an act to provide for locating and making highways situate upon county lines, approved March 3, 1859.

Mr. Hanna, from a select committee, made the following report:

MR. SPEAKER:

The select committee, to whom was referred House bill No. 242, entitled "an act for the relief of Grafton F. Cookerly and Calvin Jones, have had the same under consideration and have instructed me to report the same back to the House, and recommend that it lie on the table, and in lieu of the legislation proposed by said bill recommend the adoption of the following resolution:

Resolved, That the Committee on Ways and Means be instructed to report an appropriation of two thousand five hundred dollars, to be paid to the said Grafton F. Cookerly, to compensate him for damages sustained by the destruction of his newspaper establishment, known as the "Terre Haute Journal office," on the 21st day of October, A. D. 1861, by a mob composed of a squad of soldiers belonging to the Forty-Third Regiment of Indiana Volunteers, while being organized under the authority of the State; and that said Committee of Ways and Means be further instructed to report an appropriation of five hundred dollars to the said Calvin Jones, to compensate him for damages sustained by the destruction of his newspaper establishment, known as the "Rockport Democrat office," on the — day of —, A. D. 1863, by a mob composed of a squad belonging to a portion of the Fifth Indiana Cavalry, stationed near Rockport, Indiana.

Adopted.

Mr. Roberts obtained leave of absence, on account of sickness.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the President of the Senate to return to the House enrolled act No. 149 of the House, to which he has affixed his signature, it being an act supplemental to an act entitled an act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical, and building purposes,

approved May 20, 1852, and to repeal the eleventh and fourteenth sections of said act.

Mr. Wolfe, from the Committee on Engrossed Bills, made the following report:

MR. SPEAKER:

The Committee on Enrolled Bills have carefully compared engrossed House bill No. 194, with the engrossed copy thereof, and find the same, in all respects correctly enrolled; that they presented the same to the Governor, at half-past 10 o'clock, A. M., this 3d day of March, for his approval.

Mr. Kilgore moved that leave of absence be granted, till to-morrow noon, to Messrs. Griffith and Cass, to enable them to proceed to Madison to confer with the seceded members of this House.

Mr. Niblack moved that the motion lie on the table.

Agreed to.

Mr. Hanna, from a select committee, reported the following resolution:

MR. SPEAKER:

The select committee, to which was referred House resolution No. —, for the relief of W. F. Mason, asking for indemnity for the destruction of 325 bushels of corn by a squad of State cavalry, recommend the adoption of the following resolution:

Resolved, That the Committee on Ways and Means be instructed to report an appropriation of 195 dollars to be paid to the said W. F. Mason, to compensate him for said damage.

Adopted.

Mr. Humphreys moved a call of the House,
Which was ordered.

Those who answered to their names were—

Messrs.	Given,	Kemp of Vigo,	Priest,
Abbott,	Griffith,	Kilgore,	Puett,
Atkison,	Hall,	Lake,	Reitz,
Bird,	Hanna,	Lasselle,	Richardson,

Blocher,	Harden of W.,	Lee,	Rippey,
Brogan,	Hardin of Perry,	Lemmon of H.,	Robinson,
Brown,	Harney,	Lemmon of S.,	Ryan,
Burton,	Hetfield,	Mason,	Shaffer,
Cass,	Holcomb,	McCaughey,	Shoaff of Allen,
Collins,	Hon,	Miller,	Shoaff of Jay,
Cook,	Howard,	Milroy,	Veach,
DeBruler,	Howell,	Mutz,	Waterman,
Donaldson,	Howk,	Niblack,	Wolfe,
Ferris,	Humphreys,	Osborn,	Woollen, and
Garvin,	Kemp of Dubois,	Packard,	Mr. Speaker—59.

Those who were absent without leave were—

Messrs.	Davis,	Johnson,	Noyes,
Abdill,	Forrester,	Jones,	O'Brien of H.,
Anderson,	Gregg,	Kendrick,	Perry,
Baker,	Gregory,	Lamb,	Pettibone,
Beyerle,	Hershey,	Leeds,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk and
Chambers,	James,	Newman,	Woodruff—35.

The following members were absent with leave—

Messrs.	O'Brien of M.,	Roberts,	Williams—6.
Marshall.	Pendleton,	Spencer, and	

Mr. Kilgore moved further proceedings, under the call of the House, be dispensed with.

Agreed to.

The House adjourned until to-morrow at 9 o'clock, A. M.

WEDNESDAY, 9 o'clock, A. M., }
 March 4, 1863. }

The House met.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House that the Senate has passed the following engrossed bills of the Senate, to-wit :

Senate bill No. 146. A bill granting the use of the State Prison at Jeffersonville to the United States for the imprisonment of criminals, convicted of offenses against the United States, directing the Warden of said Prison to receive such prisoners, and prohibiting the officers of the Northern Prison from receiving the same.

Senate bill No. 150. A bill to amend an act entitled "an act to amend section 19 of an act to fix the time of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms," &c., approved February 15, 1861.

Senate bill No. 106. A bill to provide for the prompt payment of the officers and soldiers in the army of the United States, raised and organized in the State of Indiana, and to provide means for that purpose.

Senate Bill No. 170. A bill repealing sections 1, 2 and 12 of an act entitled "an act to provide for the erection of a new prison north of the National road, election of officers therefor, making appropriations, and for the regulation of the same," approved March 5, 1859 ; amend an act supplemental thereto, providing for the election of officers for the Northern Prison, prescribing some of their duties, providing for the government of said prison, and other matters properly connected therewith, and continuing in force all laws applicable thereto and not inconsistent thereto.

Senat bill No. 164. A bill providing for the payment of the Indiana Legion and other State troops, for services in defending

the Ohio river border, and provide payment of other expenses of said troops during the time of such service.

Senate bill No. 141. An act to amend sections 57, 59 and 60, of an act defining misdemeanors, and prescribing punishment therefor, approved June 14, 1852.

Senate bill No. 137. A bill giving County Surveyors the power to administer oaths to viewers of roads, providing that when a surveyor is one of the viewers, shall not be required to take an additional oath, in which the concurrence of the House is respectfully requested.

Also, that the Senate has passed the following engrossed bill of the House, to wit:

House bill No. 66. A bill to amend the act entitled "An act to incorporate the Wabash Navigation Company," approved June 13, 1846, with an engrossed amendment to the title, in which the concurrence of the House is respectfully requested.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howell, chairman of the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of B. D. Angell, for \$140 00, for making abstract of the Northern Indiana State Prison Books, and mileage from Michigan City to Indianapolis, two different times, and two day's witness fees, have had the same under consideration and recommend the allowance for the same, and that the Committee of Ways and Means be instructed to insert an allowance for the same in their specific appropriation bill.

The report was concurred in.

By the same:

MR. SPEAKER:

The Committee to whom was referred the claim of William Braden, for Stationery, amounting to \$9 85, have had the same under consideration and recommend that the Committee on Ways

and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of George W. Amsden, for services in keeping order in the outside halls of the State House during the present session, sixty-one days, at \$3 00 per day, amounting to \$183 00, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

Mr. Holcomb moved to amend by striking out "\$3 00," and inserting "\$1 50."

Mr. Milroy moved to amend the amendment by striking out \$1 50, and inserting "\$2 00."

Not agreed to.

The question being on the amendment of Mr. Holcomb,
It was not adopted.

The question being on concurring in the report of the committee,

It was not concurred in.

Mr. Niblack moved to reconsider the vote by which the House refused to concur in the report of the committee.

Agreed to.

The report was referred to a select committee of three, consisting of Messrs. Brown, Holcomb and Atkison.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of William Sheets, for Stationery furnished, amounting to \$86 45, have had the same under consideration, and recommend that the

Committee on Ways and Means be instructed to make provision for the payment of said claim in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Thomas Barbour, for paste furnished during the present session amounting to \$1 50, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Peter Joseph Rinehard, for Locks and Keys furnished State House, and for repairs, amounting to \$16 25, have had the same under consideration, and recommend that the Committee on Ways and Means make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Bowen, Stewart & Co., for stationery furnished Librarian for the use of the General Assembly, amounting to \$508 70, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By Mr. Lemmon of Harrison, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of

Fitchey & Anderson, for double lock and repairing ventilation, amounting to \$4 50, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of McCord & Wheatly, for lumber furnished for fence building, amounting to \$14 90, have had the same under consideration, and recommend that the Committee on Ways and Means make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of the Indianapolis Journal Company, amounting to \$919 36, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By Mr. Veach, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. S. Walker, for \$2 05, for 110 feet of lumber, have had the same under consideration, and recommend that the Committee on Ways and Means make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of

Ballwegg & Kindler, of \$11 65, for keys and repairing locks, have had the same under consideration, and recommend that the Committee of Ways and Means make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. H. Frazier, of \$11 25, for repairing and putting 75 locks on the desks of the House, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of R. L. & A. W. McOuat, for \$24 55, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By Mr. Wolfe, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of James G. Douglass, for binding and furnishing periodicals, amounting to \$242 85, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Hawthorn, of \$13, for two water coolers, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee, on the claim of A. M. Elkins, of \$12, for four days' work in preparing the Hall of the House of Representatives for the session of 1861, have had the same under consideration, and recommend that the Committee of Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of William Wallace, Clerk of the Marion Circuit Court, have had the same under consideration, and recommend that the same be laid on the table.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of A. E. & W. H. Drapier, for sixty-six dollars, balance due on Brevier Legislative Reports of the House of Representatives, have considered the same, and recommend that the Committee on Ways and Means be directed to incorporate said sum into the specific appropriation bill in favor of said claimants.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of George A. Bickwell, of one hundred dollars, for services as Judge at the Special Term of the Monroe, Knox and Bartholomew Circuit Courts, have had the same under consideration, and recommend that the Committee of Ways and Means be instructed to make provision for the payment of the same in the specific appropriation bill.

The report was concurred in.

Mr. Given made the following report from the Committee on Federal Relations:

MR. SPEAKER:

The undersigned, a minority of the Committee on Federal Relations, beg leave to present the following minority report: While we do not differ materially from the views presented in the report of the majority of the Committee, we do consider that they have omitted, and passed over in silence, the great and paramount question now before the people. From the first appearance of the dark cloud of wild fanaticism in our political horizon to the present hour, to express a desire for a peaceful solution of our national troubles, has been regarded by the party controlling our national affairs as a crime second to none found upon the statute books of civilized nations.

In the late war between this Government and Great Britain, almost as soon as hostilities commenced, commissioners were appointed on our part, to treat for peace, and the same was done in the war with Mexico, yet for almost two years a revolution unsurpassed in the annals of history, has been wasting away the best blood and treasures of the nation, and laying waste the rich inheritance of our fathers without one single effort being made by the national administration, either to avoid or check this terrible carnage, by compromise or peaceable adjustment. As to what would be the duty of the citizen in regard to his support of a War for the Union under the Constitution, we are not now called upon to consider, as the object of this war now appears too plain to be misunderstood, the most casual observer sees in all the late acts of the administration a greater desire to destroy the institution of slavery than to restore the Union of these States, and the only question for us to decide, is a choice between a crusade against slavery to the last man and the last dollar, or the effort to settle existing

difficulties in the manner shadowed forth in our Federal Constitution. Believing the latter to be in accordance with the views and desire of a large majority of the people of this State, the undersigned would report the following resolutions, and recommend their adoption :

Be it resolved by the General Assembly, That it is to the people we must look for a restoration of the Union, and the blessings of peace, and to these ends we should direct our earnest and honest efforts, and hence we are in favor of the Assembly of a National Convention of all the States, at Louisville, Ky., at the earliest practicable period, so as to adjust our national difficulties that the States may live together in harmony, each being secured in the rights guaranteed respectively by our fathers.

2. *Resolved,* That we earnestly recommend a cessation of hostilities for such period as may be necessary to allow the people of the north and south to express, through a National Convention, their wish for peace, and a maintenance of the Union as it was, under the Constitution as it is.

The joint resolution was read and passed to a second reading.

The following messages were received from the Senate, through Mr. Vawter their Secretary:

MR. SPEAKER:

I am directed by the President of the Senate, to return to the House, House enrolled act No. 57, An act to provide that the value of United States Government stamp duties, required and used on original process, certificates, bonds, appraisements, deeds of conveyance by sheriffs, and other instruments, shall in all actions be taxed and collected as other costs in said actions; to which he has affixed his signature.

Also, that the President of the Senate has signed Joint Resolution No. 15, of the House, A joint resolution of thanks to the soldiers of Indiana, and providing for the registry and preservation of the names of those who have fallen in the service of their country during the present war.

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill of the House, to-wit:

House bill No. 142, A bill to amend the 656th and 661st sections of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil actions in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

House bill No. 78. A bill to enable persons other than corporations to reclaim wet lands.

Mr. Bird moved a call of the House,
Which was ordered.

Those who answered to their names were—

Messrs.	Hall,	Lake,	Puett,
Abbett,	Hanna,	Lasselle,	Reitz,
Atkison,	Harden of W.,	Lee,	Richardson,
Bird,	Hardin of Perry,	Lemmon of H.,	Rippey,
Blocher,	Harney,	Lemmon of S.,	Robinson,
Brogan,	Hetfield,	Mason,	Ryan,
Brown,	Holcomb,	McCaughy,	Shaffer,
Burton,	Hon,	Miller,	Shoaff of Allen,
Collins,	Howard,	Milroy,	Shoaff of Jay,
Cook,	Howell,	Mutz,	Veach,
De Bruler,	Howk,	Niblack,	Waterman,
Donaldson,	Humphries,	Osborne,	Wolfe,
Ferris,	Kemp of Dubois,	Paekard,	Woollen, and
Garvin,	Kemp of Vigo,	Priest,	Mr. Speaker,—56.
Given,			

Those who were absent without leave were—

Messrs.	Davis,	Johnson,	Noyes,
Abdill,	Forrester,	Jones,	O'Brien of H.,
Anderson,	Gregg,	Kendrick,	Perry,
Baker,	Gregory,	Kilgore,	Pettibone,
Beyerle,	Griffith,	Lamb,	Roe,

Branham,	Hershey,	Leeds,	Stone,
Budd,	Higgins,	Moorman,	Tarkington,
Cason,	Hostetter,	Morgan,	Van Buskirk, and
Cass,	Hutchings,	Mustard,	Woodruff—38.
Chambers,	James,	Newman,	

Those who were absent with leave were—

Messrs.	O'Brien of M.,	Roberts,	Williams—6.
Marshall,	Pendleton,	Spencer, and	

The House adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, 9 o'clock, A. M., }
March 5, 1863. }

House met.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills of the Senate, to-wit:

Senate bill No. 54. A bill to amend the eighth section of an act entitled "an act dividing the State into counties, defining their jurisdiction of such as border on the Ohio and Wabash rivers," approved June 7th, 1852.

Senate bill 156. A bill to amend the fourth section of an act entitled "an act in relation to County Auditors," approved May 31, 1852.

Senate bill No. 121. A bill for the relief of purchasers of swamp lands, when the sale and conveyance thereof to such purchasers was involved, and conveyed no good and sufficient title thereof, or

when the title to such lands may have failed after the sale thereof, and also declaring when such act shall take effect.

Senate bill No. 108. A bill to signify the assent of the State of Indiana to the conditions and provisions of an act of Congress entitled "an act donating public lands to the several States and territories which may provide colleges for the benefit of agriculture and the mechanic arts, approved July 2d, 1862; and to express the State's acceptance of said conditions and provisions, and for accepting the script offered by the act of Congress, and for its sale and investment in the State of Indiana bonds or stocks for the endowment of an agricultural college."

House bill No. 117. A bill to authorize the Congressional township school fund, which accrued from the sale of school lands within the territory now forming the county of Newton to said county of Jasper, with engrossed amendments; in all of which the concurrence of the House is respectfully requested.

Senate bill No. 110. A bill creating the Fourteenth Judicial Circuit, providing for a Judge thereof, making all process returnable thereto, fixing the commencement and length of term of courts, and attaching the county of Huntington to the Tenth Judicial Circuit.

Also, Senate joint resolution No. 10. A joint resolution in relation to the enlistment and arming of negroes in the army of the United States.

Also, House joint resolution No. 4, relative to freights.

House bill No. 110. A bill to amend section one of an act entitled "an act to amend section three of an act for the regulation of weights and measures," approved June 9, 1852, approved February 28, 1855.

House bill No. 147. An act to amend the 655th section of an act entitled an act to revise, simplify, and abridge the rules, practice and pleadings, and forms in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

The Speaker laid before the House a communication from the

Auditor of State, which was referred to the Committee on the Judiciary.

Also a communication from the Superintendent of the Insane Asylum, which was referred to the Committee on Benevolent Institutions.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howell, chairman of the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claims of the Indianapolis Gas Light Company for two hundred and forty dollars, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Joseph J. Bingham for one hundred and three sets of Gavin & Hord's edition of the Revised Statutes, \$3 50 per volume, amounting to seven hundred and twenty-one dollars, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By Mr. Lemmon of Harrison, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of A. Wilson for paper delivered to the Treasurer of State, for one thousand and seventy-one dollars and fifty-five cents, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Veach, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. McLene for stationery, for one thousand seven hundred dollars, have had the same under consideration, and recommend that the Committee of Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Wolfe, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Hogshire & Co. for twenty-eight dollars and thirty cents, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of James Griffin for labor about the State House, for one hundred and fifty-six dollars, have had the same under consideration, and recommend that it be referred to the select committee of three to whom was referred the claim of George W. Armsden.

The report was concurred in, and the claim so referred.

By Mr. Howell, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Semmons & Co., for one thermometer, have had the same under consideration, and have directed me to report the same correct, and recommend that the Committee on Ways and Means be instructed to make an allowance of one dollar and twenty-five cents in the specific appropriation bill for the same.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Elder & Harkness for stationery, amounting to two thousand one hundred and seventy-eight dollars, have had the same under consideration, and recommend the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By Mr. Brown, from a select committee :

MR. SPEAKER :

The select committee, to whom was referred the claim of George W. Armsden, and the report of the Committee on Claims in reference to it, have had said claim and report under consideration, and have directed me to report the same back to this House, and request the adoption of said report, with the following amendment: To strike out three dollars per day, and insert one dollar and fifty cents.

Informally passed over.

A message from the Governor, by Mr. Holloway, his Private Secretary :

MR. SPEAKER :

I am directed by the Governor, to inform your honorable body that he has signed and approved House bill No. 91, an act to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad company in this State, and to enforce the collection of judgments rendered on account of the same, and to repeal all laws inconsistent therewith ; also,

House bill No. 149, "An act supplemental to an act entitled an act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical, and building purposes," approved May 20, 1852, and to repeal the 11th and 14th sections of said act.

By Mr. Wolfe, from the Committee on Enrolled Bills :

MR. SPEAKER :

The Committee on Enrolled bills have carefully compared engrossed House bill No. 94, with the engrossed copy thereof, and find the same, in all respects, correctly enrolled.

That the same was presented to the Governor, for his approval, this the 5th day of March, at a quarter before 10 o'clock, A. M.

Mr. Niblack moved to take up the message from the Senate, in reference to House bill No. 66, proposing the following amendment to the title.

Agreed to.

Amendment to title of House bill No. 66—

Strike out the present title thereto, and in lieu thereof insert the following: "An act amendatory of and supplemental to an act to incorporate the Wabash Navigation Company, approved January 13, 1846, and authorizing said company to raise money by assigning the stockholders therein, when necessary to make repairs on the works thereof, and to invest the earnings of said company, if any surplus shall occur.

The amendment was concurred in.

Mr. Given offered the following resolution, which was adopted :

Resolved, That the special committee appointed by the House of Representatives, at the last General Assembly, to investigate the canal officers, and management of the affairs of the Wabash and Erie Canal, be requested to report to this House.

Mr. Roberts obtained leave of absence on account of sickness in his family.

Mr. Packard presented a petition from numerous citizens, in reference to the temperance law ;

Which was referred to the Committee on Temperance.

Mr. Miller offered the following resolution :

Resolved, That the Principal and Assistant Clerks of this House be allowed four dollars per day for their services, and that the Committee on Ways and Means be instructed to provide for the same in the specific appropriation bill.

Mr. Reitz moved to strike out the words "Assistant Clerks."

Mr. Brown moved to lay the amendment on the table.

Agreed to.

Mr. Holecomb moved to amend by striking out "\$4 00" and inserting "\$3 00."

The resolution and amendments were informally laid on the table.

Mr. Bird offered the following concurrent resolution :

Be it resolved by the House, the Senate concurring, That the Attorney General be instructed to sue, in the name of the State, for any money drawn from the State Treasury and appropriated by the person drawing it to a purpose not contemplated by the act of appropriation, or that has been paid to any person for the benefit of the State, for advances of money properly made to the General Government by the State, and has not been paid in the State Treasury by such person.

Adopted.

Mr. Howk, from a joint select committee on obtaining Gavin & Hord's edition of the Statutes, for distribution among public officers, reported the following resolution, which was adopted :

Resolved, That the Committee of Ways and Means be instructed to place in the general appropriation bill the following appropriations: \$5,000 for the purchase of 1,000 sets of Gavin & Hord's edition of the Revised Statutes for the year 1863, and \$5,000 for the purchase of 1,000 sets of Gavin & Hord's edition of the Revised Statutes for the year 1864, to be purchased and distributed by the Secretary of State to those public officers entitled to the Statutes by law, who have not received copies of the Revised Statutes of 1852 from the State, or from predecessors in office.

Mr. Puett moved a call of the House, which was ordered.

Those who answered to their names were—

Messrs.	Hall,	Lasselle,	Puett,
Abbett,	Hanna,	Lee,	Reitz,
Atkison,	Harden of W.,	Lemmon of H.,	Richardson,
Bird,	Hardin of Perry,	Lemmon of S.,	Rippey,

Blocher,	Harney,	Mason,	Robinson,
Brogan,	Hetfield,	McCaughey,	Ryan,
Brown,	Holeomb,	Miller,	Shaffer,
Burton,	Hon,	Milroy,	Shoaff of Allen,
Cass,	Howell,	Mutz,	Shoaff of Jay,
Collins,	Howk,	Niblack,	Veach,
Cook,	Humphreys,	O'Brien of M.,	Waterman,
De Bruler,	Kemp of Dubois,	Osborne,	Wolfe,
Donaldson,	Kemp of Vigo,	Packard,	Woollen, and
Ferris,	Lake,	Priest,	Mr. Speaker—56.
Given,			

Those who were absent without leave were—

Messrs.	Forrester,	Jones,	Noyes,
Abdill,	Gregg,	Kendrick,	O'Brien of H.,
Anderson,	Gregory,	Kilgore,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Beyerle,	Hershey,	Leeds,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk and
Chambers,	James,	Newman,	Woodruff—37.
Davis,	Johnson,		

Those who were absent with leave were—

Messrs.	Howard,	Pendleton,	Speneer, and
Garvin,	Marshall,	Roberts,	Williams—7.

The House adjourned until to-morrow at 9 o'clock A. M.

FRIDAY, 9 o'clock, A. M., }
 March 6, 1863. }

The House met.

Messages from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House that he has signed the following enrolled acts of the House, to-wit:

House bill No. 17. An act to confirm and make valid sales of lands made by trustees and foreign executors, with engrossed amendments thereto, in which the concurrence of the House is respectfully requested.

House bill No. 107. A bill for the relief of Nineveh Berry

House bill No. 114. A bill requiring Recorder's to certify their records of deeds, mortgages and other instruments admissible to record.

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills of the House, to-wit:

House bill No. 48. A bill to prohibit Judges of Common Pleas Courts of this State from practicing as attorneys in any inferior courts within their districts respectively.

House bill No. 95. A bill to fix the time for holding the Courts of Common Pleas in the Counties of Adams, Wells, Huntington and Allen, and the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect.

House bill No. 82. An act to amend the first section of an act to amend an act entitled an act to amend the sixth section of an act providing for the organizations of County Boards, and prescribing some of their powers and duties, which first above mentioned act was approved June 17, 1852; that said second mentioned act was approved February 16, 1859; which said last mentioned act was approved March 9, 1861.

House bill No. 20. An act to amend section forty-six, of an act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, approved March 11, 1861.

Enrolled act of the House No. 78. An act to enable the owner of wet lands to drain and re-claim them when the same cannot be done without affecting the lands of others.

Enrolled act of the House No. 110. An act to amend section one of an act entitled an act to amend section three of an act entitled an act for the regulation of Weights and measures, approved June 9, 1852; approved February 28, 1855.

Enrolled act of the House No. 147. An act to amend the 655th section of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Enrolled act of the House No. 142. An act to amend the 656th and 661st section of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved January 18, 1852.

MR. SPEAKER:

I am directed to return to the House the following Enrolled acts thereof, to-wit:

Enrolled act of the House No. 17. An act to confirm and make valid sales of land made by trustees and foreign executors.

Enrolled act of the House No. 20. An act to amend section forty-six of an act entitled "An act to provide for a general system of Common Schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Enrolled act of the House No. 27. An act providing for calling special sessions of Boards of County Commissioners.

Enrolled act of the House No. 48. An act to prohibit Judges of

the Common Pleas Courts of this State from practising as attorneys in any of the inferior courts within their districts respectively.

Enrolled act of the House No. 66. An act amendatory of, and supplemental to an act entitled an act to incorporate the Wabash Navigation Company, approved January 13, 1846, and authorizing said company to raise money by assessing the stockholders therein, when necessary to make repairs on the works thereof, and to invest the earnings of said company, if any surplus shall occur.

Enrolled act of the House No. 82. An act to amend the first section of an act to amend the sixth section of an act providing for the organization of County Boards, and prescribing some of their powers and duties, which first above mentioned act was approved June 17, 1852; that said second mentioned act was approved February 16, 1859, which latter act last mentioned was approved March 9, 1861.

Enrolled act of the House No. 95. An act to fix the time of holding the Courts of Common Pleas in the Counties of Adams, Wells, Huntington and Allen, and the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms.

Enrolled act of the House No. 107. An act for the relief of Nineveh Berry.

Enrolled act of the House No. 114. An act requiring Recorder's to certify to the records of deeds, mortgages, and other instruments admissible to record.

House enrolled act No. 143. An act to authorize County Auditors to issue fee bills in certain cases therein named;

Which enrolled acts have been signed by the President of the Senate.

REPORTS FROM STANDING COMMITTEES.

By Mr. Howell, from the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Werden & Co., for step-ladder, amounting to five dollars, have had

the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Julius Boetticher, for *Volksblatt*, furnished to the members, for \$168 48, have had the same under consideration, and recommend that the Committee of Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Lemmon, of Harrison, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Wm. Braden, for paper delivered to the Secretary of State, for \$495 80, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make an allowance for the same in the specific appropriation bill.

The report was concurred in.

By Mr. Veach, from the same committee :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Richard Henninger, for \$149 76, for furnishing 312 copies per week of the *Free Press*, during a period of eight weeks at the present session of the General Assembly, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to make provisions for the payment of the same in the specific appropriation bill.

The report was concurred in.

By the same :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of

Bowen, Stewart & Co., for stationery, have had the same under consideration, and direct me to report the claim correct, and request that the Committee on Ways and Means be instructed to incorporate in the specific appropriation bill an allowance for the sum of \$351 63 for the same.

The report was concurred in.

Mr. Packard moved to take up House bill No. 17, and concur in the amendment of the Senate.

Agreed to.

Mr. Holcomb from a select committee, appointed by the last Legislature to investigate canal lands and funds, made a report.

Mr. Puett offered the following resolution :

Resolved, That the report now submitted, with the accompanying testimony, be referred to a committee of three members of this House, who shall be authorized to inquire into the true state of the lands and funds in the Vincennes District ; and also the lands and funds east and west of Tippecanoe ; and also in relation to matters involved in the propositions submitted to the examination of the committee of five, and that said committee have leave to set in the recess, and to report at the next session.

Adopted.

The Speaker appointed Messrs. Puett, Holcomb and Packard said committee :

By Mr. Wolfe, Chairman of the Committee on Enrolled Bills :

MR. SPEAKER :

The Committee on enrolled bills, have carefully compared engrossed House bills Nos. 78, 110, 142, 147 and 57, with the engrossed copies thereof, and after a few corrections, return the same correctly enrolled. They were presented to the Governor at 11 o'clock, A. M., this 6th day of March.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bill of the House, to-wit :

House bill No. 27. An act providing for calling special sessions of Boards of County Commissioners.

House bill No. 143. A bill to authorize County Auditors to issue fee bills in certain cases therein named:

Mr. Atkison demanded a call of the House.

Upon which question,

Messrs. Donaldson and Veach demanded the ayes and noes.

Those who voted in the affirmative were—

Messrs.	Given,	Lemmon of H.,	Reitz,
Abbett,	Hanna,	Lemmon of S.,	Richardson,
Atkison,	Harden of W.,	Mason,	Ryan,
Bird,	Hardin of P.,	McCaughey,	Shaffer,
Blocher,	Hetfield,	Miller,	Shoaff of Allen,
Brown,	Holcomb,	Mutz,	Shoaff of Jay,
Cass,	Hon,	Niblack,	Veach,
Collins,	Howard,	O'Brien of M.,	Waterman,
Cook,	Kemp of Vigo,	Osborn,	Williams,
Donaldson,	Lake,	Packard,	Woollen, and
Ferris,	Lee,	Priest,	Mr. Speaker—44.
Garvin,			

Those who voted in the negative were—

Messrs.	Hall,	Kemp of Dubois,	Puett,
Brogan,	Howell,	Kilgore,	Rippey,
Burton,	Howk,	Lasselle,	Roberts, and
DeBruler,	Humphreys,	Milroy,	Wolfe—15.

So a call of the House was ordered.

Those who answered to their names were—

Messrs.	Hall,	Lake,	Puett,
Abbett,	Hanna,	Lasselle,	Reitz,
Atkison,	Harden of W.,	Lee,	Richardson,
Bird,	Hardin of Perry,	Lemmon of H.,	Rippey,
Blocher,	Harney,	Lemmon of S.,	Robinson,
Brogan,	Hetfield,	Mason,	Ryan,
Brown,	Holcomb,	McCaughey,	Shaffer,

Burton,	Hon,	Miller,	Shoaff of Allen,
Cass,	Howard,	Milroy,	Shoaff of Jay,
Collins,	Howell,	Mutz,	Veach,
Cook,	Howk,	Niblack,	Waterman
DeBruler,	Humphreys,	O'Brien of M.,	Williams,
Donaldson,	Kemp of Dubois,	Osborne,	Wolfe,
Ferris,	Kemp of Vigo,	Packard,	Woollen, and
Garvin,	Kilgore,	Priest,	Mr. Speaker—60.
Given,			

Those who were absent without leave were—

Messrs.	Forrester,	Johnson,	Noyes,
Abdill,	Gregg,	Jones,	O'Brien of H.,
Anderson,	Gregory,	Kendrick,	Perry,
Baker,	Griffith,	Lamb,	Pettibone,
Beyele,	Hershey,	Leeds,	Roe,
Branham,	Higgins,	Moorman,	Stone,
Budd,	Hostetter,	Morgan,	Tarkington,
Cason,	Hutchings,	Mustard,	Van Buskirk and
Chambers,	James,	Newman,	Woodruff—36.
Davis,			

Those who were absent with leave were—

Messrs.			
Marshall,	Pendleton,	Roberts, and	Spencer—4.

The House adjourned till to-morrow at 9 o'clock, A. M.

SATURDAY, 9 o'clock, A. M., {
March 7, 1863. }

The House met.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following engrossed bills of the Senate, to-wit:

Senate bill No. 181. An act fixing the times for holding the courts in the tenth judicial circuit.

House bill No. 139. An act to raise a revenue for State purposes for the years 1863 and 1864.

Senate bill No. 140. A bill to enforce the 13th article of the Constitution of this State; in which the concurrence of the House is respectfully requested.

House bill No. 69. A bill to regulate the duties of the State Librarian.

(Mr. Donaldson in the chair.)

Mr. Buskirk offered the following resolution:

Resolved, That the Principal Clerk of the House, and his employees, the Assistant Clerk of the House and his employees, in addition to the sum already allowed, be allowed each one dollar per day for their services, and that the Doorkeeper, and Sergeant-at-Arms, and their employees, be each allowed, in addition to the sum already allowed, fifty cents per day.

Adopted.

A message from the Senate, by Mr. Vawter, their Secretary:

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MR. SPEAKER:

I am directed by the Senate, to inform the House that the Senate has passed the following concurrent resolutions of the Senate, in which the concurrence of the House is respectfully requested:

WHEREAS, At all times, and especially in times like the present, when the nation is involved in the terrible calamity of civil war, it is proper that the representatives of the people should express their sentiments in regard to the duty of the people and their public servants, upon the great questions agitating the country;

AND WHEREAS, Many things are being done by our public servants, inimical to the perpetuation of the Union, and the liberties of

the people, calculated to divide and weaken the people of the loyal States, and unite and strengthen the rebels ;

AND WHEREAS, We are desirous that all such things shall cease, and every thing that is detrimental to the Union cause abandoned, and the people be united as one man, in the great and glorious work of suppressing the rebellion, restoring the Union, and preserving the constitutional liberty of the people under the old government, as our fathers made it; therefore,

Be it resolved by the Senate (the House concurring,) 1st. That the Constitution is the sacred ark of our political covenant, the Shibolet of our strength and the charter of our liberties, and in the language of the patriot and statesman, Daniel Webster, we declare that if the people "are not struck with judicial blindness as were God's chosen people, they will cling to the Constitution as the shipwrecked mariner clings to the last plank, when the night and the tempest close around him."

2d. That the Constitution confers powers upon the different departments of the General Government adequate to all the purposes of peace or war; that it is the same in war and in peace; on the battle-field and in the Halls of Congress, and ought to be sacredly observed every where; and the doctrine advocated by the enemies of constitutional liberty, that the existence of war invests Congress, or the President, with despotic power, is as groundless as it is odious, and is to be utterly condemned by all who have any regard for their own liberty, or the Constitution of the country.

3d. That the States are component and essential parts of the Union, bound together inseparably by the Constitution of the United States; that none of them can cease to exist as such so long as that Constitution survives; that it is the exclusive sphere and duty of the States to order and direct their own domestic affairs; while the rebellion, therefore, has not annulled or destroyed the constitutional relations of the so-called "Seceded States" to the Federal Government, neither has it divested those States of any rights or powers, municipal or otherwise, properly belonging to them as members of the Federal Union; the actual exercise of these rights and powers may for a time be interrupted or obstructed by rebellion, and some illegitimate authority may be substituted in its place, but as soon as that rebellion is suppressed, those States

will be entitled as of right, to resume the exercise of all the rights and powers, dignities, and immunities, which properly belong to them as States of this Union, therefore we enter our solemn protest against the formation of West Virginia out of the State of Virginia, by Congress, as being in direct violation of section 3, article 4, of the Constitution of the United States.

4th. That the liberty of speech and of the press is guaranteed to the people by the Constitution, and none but a usurper would deprive them of their rights: they are inestimable to the citizen and formidable to tyrants only; and, adopting the language of Daniel Webster, we declare that as "important as we deem it to discuss, on all proper occasions, the policy of the measures at present pursued, it is still more important to maintain the *right* of such discussion to its full extent. Sentiments lately sprung up, and now growing, render it necessary to be explicit on this point. It is the ancient and constitutional right of this people to canvass public measures and the merit of public men. It is a home-bred right, a fireside privilege. It has been enjoyed in every house, cottage and cabin in the nation. It is not to be drawn into controversy. It is as undoubted as the right of breathing the air and walking on the earth. Belonging to private life as a right, *it belongs to public life as a duty*. This high constitutional privilege we will exercise within this House, and without this House, and at all places—in time of war, in time of peace, and at all times. Living, we will assert it; dying, we will assert it. And should we leave no other legacy to our children, by the blessings of God, we will leave to them the inheritance of free principles, and the example of a manly, independent and constitutional defense of them."

5th. That the system of arbitrary arrests, and the wanton disregard of the great writ of liberty, commonly called the habeas corpus, by the cabinet at Washington, are acts of tyranny and usurpation justly alarming to a free people, against which the State of Indiana solemnly protests; and in the name of constitutional liberty, we demand that the detestable system shall cease within her borders, and we declare the unalterable determination of the people to maintain the privilege of the writ of habeas corpus, and speedy trial by jury, at every hazard.

6th. That we regard the proclamation of President Lincoln to abolish slavery in the Southern States as unconstitutional, unwise,

and calculated to do the cause of the Union incalculable injury, by dividing its friends and uniting its enemies, and we therefore declare that it ought to be immediately withdrawn; that Indiana, ever ready and willing to do battle for the Union and Constitution, solemnly protests against the diversion of her blood and treasure for the enforcement of that or any other emancipation scheme. We believe such a policy to be destructive of the Union, and a fraud upon the Government, the citizen, and the soldier.

7th. That the interest of the white race as well as the black, demands that the condition and locality of the latter in the Southern States should not be interfered with by the National Government or the people of the North; and a war, or legislation, or Presidential proclamations, to accomplish the freedom of the negro, and his consequent emigration to the North, are acts of flagrant violation of the Constitution, and wicked disregard of the people's voice and the best interests of the country; and all such acts ought to be constitutionally opposed by an outraged people.

8th. That we are uncompromisingly opposed to all schemes the tendency of which is calculated to overrun the State of Indiana with a worthless and degraded negro population; and we will resist all efforts having in view such object by every constitutional means.

9th. That we denounce the assertion that slavery is the cause of our present troubles, as a libel upon the framers of our Constitution, and repugnant to the facts of our National history. We ascribe them to the unholy ambition and wicked machinations of disloyal and fanatical agitators, North as well as South, who, for personal aggrandizement, have sought the destruction of the freest and best Government on earth.

10th. That President Lincoln's scheme of "Compensated Emancipation," which proposes to tax the people of Indiana, to liberate the slaves of the South, is unconstitutional, and a monstrous iniquity, to which a tax-ridden and over-burdened people will never consent. The freemen of Indiana will never agree to impoverish themselves and their posterity, to carry out such a wicked and insane policy, but they will oppose its consummation by all constitutional means within their power.

11th. That the Union of the States is a necessity, and under
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no consideration or circumstance will we ever consent to surrender it. We must be one people, under one Government and one flag.

12th. That no Union can be maintained in this country, until fanaticism on the negro question, North and South, is eradicated, and the sovereignty of the States over their domestic institutions is again acknowledged as the fundamental axiom of the Government. The people of the North must banish the heresy of abolitionism, or else yield up the blessings of the Union. Abolitionism and the Union are incompatible; the one or the other must triumph. A war for Abolitionism is a war against the Union; a war for the Union is a war against Abolitionism, which it is the duty of the people to vigorously prosecute at the ballot box.

13th. That while we condemn and denounce the flagrant and monstrous usurpations of the administration, and the encroachment of Abolitionism, we are yet more hostile to the Southern rebellion; we regard the doctrine of secession as a ruinous heresy, unwarranted by the Constitution, and destructive alike of the security and perpetuity of the Government, and the peace and liberty of the people; that the rebels, on account of their base treachery to the conservative people of the North, and their still baser treason to their Government, are entitled to no sympathy from the people whom they so basely betrayed.

14th. That we protest against and denounce as most unjust and oppressive, that system of sectional class legislation, by which, under what is known as the Morrell Tariff, the manufacturers of New England are oppressing and impoverishing the farmers of the North West.

15th. That the people justly view, with alarm, the reckless extravagance which pervades every department of the Federal Government; that a return to a rigid economy and accountability is indispensable to prevent the systematic plunder of the public treasury by favored partisans, while the recent startling developments of fraud at the National Metropolis show that an entire change of administration is imperatively demanded.

16th. That we condemn all secret organizations of a political character as dangerous to the liberties of the people and the peace of the community, and we likewise condemn any and all organizations of an oath-bound and armed character, outside the lawful

military companies, whether secret or open, as designed to overawe the people, and calculated to lead to civil strife in the land, and no citizen should attach himself to any such organizations.

17th. That we earnestly recommend to the people everywhere, to observe and keep all their lawful and constitutional obligations, not only as a matter of duty and safety to all, but that they may not be reproached in history as having been guilty of the same crime they condemn in others.

18th. That the meritorious conduct of the Indiana troops in every battle field where victory has perched upon the National banner, has filled the people of this State with the highest gratitude to her gallant sons, and that we send our best wishes to officers and men in the service of their country, and the heartiest greetings of every citizen for their future brilliant achievements in the coming contests for the maintenance of the Constitution and the Union.

19th. That the same measure of condemnation of the soldier who deserts his post, is hereby meted out to all other sworn servants of the Government who desert their post, be they judges, jurors or legislators, and that there is no obligation resting on one class to discharge their duties according to the requirements of law, and the obligations of their oaths, which are not equally applicable and binding on the other.

20th. That the charge made by wicked partisans, that the Democratic party, or any one of its members, desire the formation of a North-Western Confederacy, the re-construction of the Union with any of the States left out, or the attachment of the State of Indiana to the rebel confederacy, is a base and wicked slander. The Democracy now, as ever, are for the whole Union, with an unbroken Constitution.

A message from the Senate by Mr. Vawter, their Secretary:

MR. SPEAKER :

I am directed to return to the House the following Enrolled acts thereof, to-wit :

Enrolled House bill No. 69. An act regulating the duties of the State Librarian, and providing penalties for a violation of the provisions of this act.

House Enrolled act No. 117. An act authorizing the transfer and payment of Congressional Township School Funds which accrued from the sale of School Lands within the territory now forming the county of Newton to said county, from the county of Jasper; legalize payments heretofore made, and to authorize the auditor of the county of Newton, to execute conveyance in certain cases.

House Enrolled act No. 139. An act to raise revenue for State purposes for the years 1863 and 1864.

House Enrolled act No. 129. An act to provide that the laws of this State, regulating the salaries of officers shall not be so construed as to permit the public officers thereof to receive their salaries in advance, and to repeal all laws coming in conflict with this act.

House Enrolled act No. 109. An act to amend the first section of an act entitled an act for the relief of the borrowers of the Sinking Fund, and to repeal the fourth section, and so much as applies to the Sinking Fund of the whole act, entitled an act to extend to borrowers of the Sinking Fund, Surplus Revenue Fund, Congressional School Fund, and other funds, time of payment of loans and prescribing the duties of officers in regard thereto, approved March 3, 1859, and prescribing how mortgages may be substituted, and containing some provisions respecting the Sinking Fund, and its control and management, and matters properly connected therewith, approved March 9, 1861.

House enrolled act No. 75. An act to provide for the inspection of petroleum oils, for illuminating purposes, marking and branding the same, prescribing penalty for selling without inspection, or for falsely branding the cask, package, or barrel containing the same, or for violating any of the provisions of this act, for the appointment of Inspectors and deputies, prescribing duties and terms of office, and imposing penalties for Inspectors or deputies trading in any article they are appointed to inspect.

Which enrolled acts have received the signature of the President of the State.

Mr. McCaughey offered the following resolution, which was adopted:

Resolved, That the Doorkeeper of the House be directed to con-

tract with W. H. Drapier for six hundred copies of the Brevier Legislative Reports, being the usual number furnished for the use of this House every session since 1857, the same to be sent by express, an equal number of copies to each member, as soon as possible after the adjournment of the session. *Provided*, said reports shall not cost more than one dollar per copy; that one copy for each member be bound, and that said Reports shall not be paid for till printed.

Mr. Howard offered the following resolution :

Resolved, That the Auditor of State be, and is hereby authorized to issue a warrant to each member of the Prison Committees, for the sum of twenty dollars for each visit made by such member, upon the presentation of the certificate of the Chairman of said committee, certified to be correct by the Speaker of the House.

Adopted.

On motion of Mr. Packard,

House bill No. 117 was taken from the table.

The House concurred in the amendments of the Senate.

On motion of Mr. Lewis,

House joint resolution No. 37 was read the the second time, and informally passed over.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed to inform the House that the Senate has passed the following engrossed House bills thereof, viz :

House bill No. 75. To provide for the inspection of petroleum oils, for illuminating purposes, marking and branding the same, providing penalty for selling without inspection, or for falsely branding the cask, package or barrel containing the same, or for violating any of the provisions of this act, for the appointment of Inspectors and deputies, prescribing duties and term of office, and imposing penalties for Inspectors or deputies trading in any article they are appointed, &c.

House bill No. 109. A bill for the relief of borrowers of the Sinking Fund, and to amend section 1 of an act for the relief of borrowers of the Sinking Fund.

House bill No. 129. A bill to provide that the laws of the State regulating the salaries of officers, shall not be so construed as to permit the public officers thereof to receive their salaries in advance, to repeal all laws coming in conflict with this act.

House bill No. 145. A bill for the relief of George Arnold.

Mr. Bird offered the following resolution :

Resolved, That the persons named in this resolution are hereby declared elected, (if the Senate consent,) members of the Custodial Boards of the Benevolent Institutions of the State, to hold their offices for four years, viz: Charles E. Sturgiss of Allen county, to be a Commissioner of the Hospital for the Insane; James Elder of Wayne county, to be a Trustee of the Institution for the Education of the Deaf and Dumb; and Robert Curran of Clarke county, to be a Trustee of the Institute for the Education of the Blind, and that the members of this House, in voting for this resolution, do give their *viva voce* votes for these persons for the offices named.

Adopted.

The following bill and memorial were reported back by the Committee on Elections :

House bill No. 120. An act to amend section 11 of an act entitled "an act providing for the election, and prescribing certain duties of County Surveyors," approved June 17, 1852.

To the Senate and House of Representatives of the State of Indiana :

The undersigned, citizens of Noble county, in said State, respectfully pray that a law may be enacted by which volunteers in the State of Indiana be allowed the exercise of the franchise.

The following bills were reported back by the Committee of Ways and Means, which were not acted upon :

House bills Nos. 187 and 233.

The following papers were reported by the Committee on Banks, and laid on the table :

Senate bill No. 82.
 House bill No. 224.
 Senate bill No. 52,
 Senate bill No. 102.

The following papers were reported back from the Committee on Education, and ordered to be laid upon the table :

Senate bill No. 40.
 House bill No. 201.
 House bill No. 190.
 House bill No. 210.

Report from Superintendent of Public Instruction, in regard to the date of the appointment, and the date of the expiration of their respective terms of service, as the Trustees of the Indiana State University.

The Committee on the State Prison South, made a report ;

Which was ordered to be laid on the table, for the action of the next session of the Legislature.

The following bills were reported back by the Committee on Fees and Salaries, and ordered to be laid on the table :

Senate bill No. 59.
 House bills Nos. 162, 105.
 Senate bill No. 51.
 House bill No. 241.

Mr. Packard, chairman of the Committee on the State Prison North, made the following report :

MR. SPEAKER :

The Committee on the affairs of the State Prison North, would respectfully report that they have carefully considered the proposition of Jacob Vandegriff to lease the said prison, and they herewith return the same, and would recommend that this General Assembly accept the proposition.

The report was concurred in.

The Committee on the Rights and Privileges of the Inhabitants of this State reported back House bill No. 219, and ordered the same to be laid on the table.

The Committee on Agriculture reported back the following bills and resolutions :

House bill No. 198. An act to prevent persons from owning, keeping, or harboring any dog or bitch, for which no license has been taken out, and prescribing the punishment therefor.

House bill No. 247. A bill for the relief of Ann Wizard.

House bill No. 248. An act providing for the exercise of the elective franchise by legal voters of the State of Indiana, who may be temporarily absent therefrom, on military service, and making necessary regulations therefor.

House bill No. 93. An act to accept the provisions of an act of Congress entitled an act donating public lands to the several States and Territories which may provide colleges for the benefit of agricultural and the mechanic arts, approved July 2, 1852, to assent to the conditions contained in said act, and to appoint a commissioner on the part of the State to receive the land scrip, under the grant, and to provide for the sale of such land scrip, &c.

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of further postponing the collection of mortgages to the Sinking Fund, the payment of interest excepted, and if, in the judgment of said committee, the same is expedient, that they report by bill or otherwise.

A memorial from John L. Campbell.

The Committee on Roads reported back the following bills, which were laid on the table :

House bill No. 113.

House bill No. 100.

House bill No. 157.

House bill No. 166.

House bill No. 96.

Senate bill No. 18.

The following bills were reported back by the Committee on Corporations :

House bill No. 125.

House bill No. 153.

House bill No. 212.

House bill No. 163.

House bill No. 244.

House bill No. 207.

Senate bill No. 76.

The following bills were reported back by the Committee on Temperance, and ordered to be laid on the table :

House bill No. 153.

House bill No. 156.

House bill No. 238.

House bill No. 85.

House bill No. 14.

The following bills, resolutions, &c., were reported back from the Committee on Federal Relations, and ordered to be laid on the table :

Joint Resolution No. 29.

Joint Resolution No. 26.

Griffith's amendment to Roberts's joint resolution.

Joint resolution No. 4.

Joint resolution No 1.

Joint resolution No. 10.

Petitions and resolutions from citizens of Washington county, in reference to the present war.

Petitions of citizens from Washington township, Rush county, in favor of an armistice, settlement of existing difficulties, and Union.

Petition from citizens of Cass township, Sullivan county, in reference to the present war.

Mr. Holcomb made the following report :

MR. SPEAKER:

The select committee, to whom was referred the joint resolution of the Senate, thanking Governor Morton for his kind attention to the soldiers in the field, was prevented from considering and reporting on the same by the absence of the Republican members of said committee.

Mr. Brown, from the Select Committee to which was referred

House bill No. 248, reported the same back to the House without any action of the committee thereon, in order that the same might be laid on the table.

Mr. Brown, from a select committee, made the following report :

MR. SPEAKER :

The committee to whom was referred the claim of James Griffin, recommend that he be allowed the sum of \$1 50 per day for 56 days' labor, and that the same be incorporated in the specific appropriation bill.

Mr. Hall, chairman of the select committee of five, to whom was referred Senate bill No. 58, reported the same back, which was ordered to be laid on the table.

Mr. Harney offered the following resolution :

Resolved, That the State Printer be requested, so soon as the public documents ordered by this House are printed, that he send them by express, in equal proportions, to the address of the several members of this House.

Adopted.

Mr. Howell, from the Committee on Claims, made the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of H. H. Dodd & Co., for four Registers, at \$10 each, have had the same under consideration, and recommend that the Committee on Ways and Means be directed to insert in the specific appropriation bill an allowance for the same.

The report was concurred in.

A message from the Governor, by Mr. Holloway, his Private Secretary :

MR. SPEAKER :

I am directed by the Governor, to inform your honorable body that he has signed and approved House bill No. 17, An act to confirm and make valid sales of lands made by trustees and foreign executors.

Also, House bill No. 29. An act to amend section 46 of an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.

Also, House bill No. 27. An act for calling special sessions of boards of county commissioners.

Also, House bill No. 48. An act to prohibit judges of the common pleas courts of this State from practicing as attorneys in any of the inferior courts within their districts respectively.

Also, House bill No. 57. An act to provide that the value of United States Government stamp duties, required and used on original process, certificates, bonds, appraisements, deeds of conveyance by sheriffs, and on other instruments, shall in all actions be taxed and collected as other costs in said actions.

Also, House bill No. 66. An act amendatory of and supplemental to an act entitled an act to incorporate the Wabash Navigation Company, approved January 13, 1846, and authorizing said company to raise money by assessing the stockholders therein when necessary to make repairs on the works thereof, and to invest the earnings of said company if any surplus shall occur.

Also, House bill No. 82. An act to amend the first section of an act to amend an act entitled an act to amend the 6th section of an act providing for the organization of county boards, prescribing some of their powers and duties, which first above mentioned act was approved June 17, 1852, that said second mentioned act was approved February 16, 1859, which latter act last above mentioned, was approved March 9, 1861.

Also, House bill No. 78. An act to enable the owners of wet lands to drain and reclaim them when the same can not be done without affecting the lands of others.

Also, House bill No. 95. An act to fix the times of holding the courts of common pleas in the counties of Adams, Wells, Huntington and Allen, and the duration of the terms thereof, and making all process from the present common pleas court returnable to such terms.

Also, House bill No. 107. An act for the relief of Nineveh Berry.

Also, House bill No. 110. An act to amend section one of an act entitled an act to amend section three of an act entitled an act for the regulation of weights and measures, approved June 9, 1852, approved February 28, 1855.

Also, House bill No. 114. An act requiring recorders to certify to the record of deeds, mortgages, and other instruments admissible to record.

Also, House bill No. 142. An act to amend the 656th and 661st sections of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases, in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Also, House bill No. 143. An act to authorize county auditors to issue fee bills in certain cases therein named.

Also, House bill No. 147. An act to amend the 655th section of an act entitled an act to revise, simplify, and abridge the rules, practice, pleadings, and forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity, approved June 18, 1852.

Also House bill No. 94. An act to enable railroad companies incorporated by other States, with their termini at the boundary line of this State, to acquire the right of way and make connections in this State, and also to acquire the necessary grounds for depots and other buildings, and for machine shops, stock yards, tracks, crossings, and sidings within this State, and have copies of the same to be filed in the office of the Secretary of State.

Mr. Wolfe, from the Committee on Claims, made the following report:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of

Frank Costigan for drawing diagram of the House, for twenty dollars, have had the same under consideration, and recommend that the Committee on Ways and Means be directed to insert an allowance for the same in the specific appropriation bill.

The report was concurred in.

By the same, from the same committee, the following report, which was concurred in :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of B. R. Sulgrove, as State Printer, for one hundred bundles of printing paper, "each ream weighing fifty pounds or thereabouts," at ten cents per pound, have had the same under consideration, and recommend that the Committee on Ways and Means be instructed to insert in the specific appropriation bill an allowance for the same.

Ordered, by the House that the following majority reports of the Committee on Federal Relations be entered upon the journal of the House :

MR. SPEAKER :

The Committee on Federal Relations, to which was referred resolutions of the House, Nos. 7, 13, 16 and 20, all in relation to our present national difficulties, have had the same under consideration, and direct me to make the following report :

The first resolution asserts that the President is the rightful authority to suspend the writ of habeas corpus, and that he alone is to be the judge of the necessity for such suspension.

The second declares that though we may differ about the best means of conducting the war, yet when a "plan has been adopted by the Government for the restoration of the Union, we will try and make such plan effective to the speedy restoration of peace."

The third justifies the military arrests heretofore made, as "being in harmony with military usage," and thinks that they ought to be continued.

The fourth and last of these resolutions holds it to be "the duty of every citizen of the United States to support the constituted authorities," and that this General Assembly, and the people represented by it, will "cheerfully submit to any act of the General and

State Governments, the object of which is the maintenance of the integrity of the Union and the supremacy of the law."

These four resolutions were introduced, we trust, from patriotic motives. They come from members of the minority on this floor, and embody some doctrines which have been repudiated by the people of Indiana, and will be again whenever judgment shall be passed upon them.

The first asserts the right of the President to suspend the writ of habeas corpus, and that "it falls directly, strictly, and constitutionally within the scope of his powers." To this the majority of the committee interpose a plain and emphatic negative. The highest judicial authority, the Chief Justice of the United States Supreme Court, has decided that no such power is vested in the President, and we refer the members of this House to the case of *Merryman*, of Maryland, decided in 1861. That was a high judicial decision, and it stands not alone. Till it is reversed, no loyal man—none but traitors to the Constitution and the laws—will disregard it. But what says history—the history of our legislation on this subject? In *Greely's Life of Henry Clay*, we have a further argument against the right of the President to suspend this great writ of freedom. Mr. Greely says:

"During this session of Congress (1807), an attempt was made to suspend the habeas corpus act, for the purpose of enabling the President (Mr. Jefferson) to arrest, without going through the forms and delays of the law, Colonel Burr, of whose evil intentions there was now sufficient proof. Mr. Clay did not speak on the motion, but his vote was recorded against it—not through any tenderness for Burr, but because of the danger of instituting such a precedent against the liberty of the citizen." The bill was defeated, 113 against 19!

This was the only time, for sixty years, that Congress was called upon to suspend this writ, and so repugnant was the scheme that it got but nineteen votes. So, in 1807, while many of the framers of the Constitution still lived, every member of that Congress considered that *Congress*, and *not* the President, possessed this power alone. Has the Constitution been changed? Not unless by the will of the President, and by the consent of those who desire to make him the sole judge of the "rights" of the citizen. The majority of the committee can lend themselves to no such slavish doctrine, and on behalf of the people of Indiana, and out of res-

pect to the Constitution which they have sworn to support, they deny all such power to the President.

In further correction of this error, we appeal to the recorded opinions of Mr. Seward, the present Secretary of State, who should be good authority with the minority of this House. We shall proceed to show what he thought in August, 1856—not very long ago. In urging objections to some of the statutes of the Territory of Kansas, in the Senate of the United States, in which the writ of habeas corpus was denied to negroes who were fugitives from their masters, Mr. Seward exclaimed:

“Behold, Senators, another of these statutes! In the chapter which treats of the writ of habeas corpus, we have this limitation: ‘No negro or mulatto held as a slave within this Territory, or lawfully arrested as a fugitive from service from another State or Territory, shall be discharged, nor shall his right of freedom be had under the provisions of this act.’

“This (continues Mr. Seward,) is an edict which suspends the writ of habeas corpus. It relates, indeed, to a degraded class of society, but still the writ which is taken away from that class is the writ of habeas corpus, and those who are to be deprived of it by the edict, may be freemen. The State that begins with denying the habeas corpus to the humblest and most obscure of freemen, will not be long in reaching a more indiscriminate proscription.”

We trust and believe that this will answer the assertion—for it is nothing more—that the President has the “right” to suspend the Constitution, and with it, the personal rights of men who *are* freemen. If it was wrong in the Kansas laws to suspend it in the case of slave negroes, can the minority here hold up their heads and deny it to white men? We decline to cite further authority to disprove what rests upon no sound doctrine, and has warrant only in the convenient consciences of those dressed in a very brief authority, to expire in two years.

2. The second resolution is, that the Administration, having laid down “a plan” for conducting the war, that this General Assembly “will try and make that plan effective”—in other words, that Indiana shall be *pledged* to support it. This is asking a great deal from a State which has already declared that *some* of the President’s “plans” meets its decided opposition. The resolution is very silent as to the nature of the “plans” to which the mover of the resolution means to pledge this House. Is it to tax the white

race of the free States to pay, in hard coin, for the emancipated negroes of the South? Does that "plan" embrace his ideas of patriotism and loyalty? Does it mean the taxation of freemen—taxes on their sinews, on their bones, on their brows, and on the labor of his constituents and ours, for a purpose so ignoble? That was one of the "plans" of this Administration. If he means that, the majority reject it. Does his "plan" propose the confiscation of the property of loyal men of the South, who have never raised an arm or a voice against the Union, but have been trampled in the dust because President Lincoln would not or could not protect them? If that is meant, we declare the "plan" unjust and cruel, and unworthy of a great and magnanimous nation. Does the "plan" embrace the last grand "war power" of the President—the proclamation of freedom to three millions of negroes, and their consequent introduction and domicil into the free communities of the North and West? Does it mean that the President has abandoned his pledges and opinions, *that he had no right and no disposition to interfere with slavery in the States of this Union?* If that be the "plan" of putting down the rebellion, then this Committee declares that it has no faith and no respect for it, and that the people of Indiana have already repudiated it. Does the "plan" mean the overthrow of armed rebellion by arms, and then the restoration of the Union, with all the rights and institutions of the States unimpaired—with the Constitution and its guarantees thrown around every part of the country—with the pledges of the Crittenden Congressional resolution observed? If it means *that*, then the Committee on Federal Relations would recommend this House to adopt the "plan," and that Indiana should sustain it, for the sole object of a "speedy restoration of peace," by putting down the rebellion.

The third resolution justifies the military arrests heretofore made, as "being in *harmony* with military usage," and hints that they ought to be continued. This resolution has in it the ring of the true despot, and would be more befitting the court of the Russian Czar than the Hall of an American House of Representatives. It is entirely out of place here, and shows how completely the power of party has supplanted the love of liberty and constitutional government. The sentiments of this resolution are at war with the very nature of our institutions, and can find defense only in the unbridled fanaticism of those who fear public discussion, "because their deeds are evil." It would be a trifling with precious time to argue with the authors of such unreasoning assumptions as this,

and the committee hand them over to the merciful judgment of the people of Indiana. Before doing so, however, the patriotic resolution of the Republican State Convention of Indiana, which assembled at Indianapolis in 1860, should have a prominent place in this brief report. That Convention adopted the following resolution, written, it is said, by Oliver P. Morton, the present Governor of Indiana. It is as follows:

3. "*Resolved*, That we are opposed to any interference with slavery where it exists under the sanction of State law; that the soil of every State should be protected from lawless invasion from every quarter; and that the citizens of every State should be protected from illegal arrests and searches, as well as from mob violence."

The committee cheerfully endorse and adopt the above resolution, and trust that the minority in this House will have no difficulty in conforming their political action, in and out of this chamber, to the patriotic sentiments of the Republican party in 1860. It would be a lamentable fall from political grace, if two years of unbridled power had transformed them from tolerant patriots to intolerant despots. Until the reverse shall appear by the actual vote of the minority, we shall hope that the resolution of 1860 had some meaning, and that time has not obliterated their love of justice and the Constitution.

The fourth resolution is next of kin to the second, and requires but little remark. We cheerfully concur in the sentiment that it is "the duty of every citizen of the United States to support the constituted authorities," and that in all their lawful acts they challenge that support. This is granted, and will be, by all true men; but when the resolution pledges this House and the people of this State, to "cheerfully submit to *any act* of the General and State Governments," it goes quite beyond the claims of true loyalty. That sentiment is by far too slavish and unorthodox to suit the ears of a people who have once revolted against injustice and arbitrary authority. The sentiment of this last resolution was very popular with the government of King George the Third, and if our revolutionary fathers had "cheerfully submitted to *any act*" of that king, his ministers and parliament, there would have been no armies sent over to subjugate the Provinces; Bunker Hill, Saratoga, and Yorktown, would remain untitled fields of glory, and Washington,

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Jefferson and Adams, might have gone to their graves, without the love and benedictions of a grateful people. In short, our free institutions would not have been established, and America, instead of being "the land of the free and home of the brave," would have been to-day appendages to the British crown, and its people the *subjects* of kingly rule and dominion. This nation can never give up its rights to any administration, and when it abandons its inherent privilege of free discussion, and consents to approve of "any act" which may be presented to it by its own servants without investigation, it will be unworthy of those rights which it now enjoys, and must soon sink into the debased condition of those who live under the monarchies of the old world. We trust that no member of this House is prepared for such an endorsement as that would be, however he may be attached to those in the civil administration of the Government.

The Committee on Federal Relations, in returning these four resolutions to the House, with a recommendation that they be laid upon the table, beg leave to say, that the members who offered them were, no doubt, actuated by patriotic motives, but these papers do not fully meet the judgment of the committee, nor, they think, of this House, and that a proper expression of its sentiments, at this time, is called for by every consideration of duty to the country. For this reason the committee append two resolutions to this report, and recommend that they be adopted by the House, with this communication, if that should be its pleasure :

1. *Resolved*, That Indiana will stand by and defend the Federal Union, under the sacred guarantees of the Constitution, giving to the General Government all rightful and proper aid in putting down the rebellion now in arms against it—that she will withhold nothing at her disposal for a cause so sacred; and that the pledges of Congress, defining the objects of this war, meets her hearty approval, viz: "that this war is not waged, on our part, in any spirit of oppression, nor for any purpose of conquest or subjugation, nor for the purpose of overthrowing or interfering with the rights or established institutions of those States, but to defend and maintain the supremacy of the Constitution, and to preserve the Union, with all the dignity, equality, and rights of the several States unimpaired, and that as soon as these objects are accomplished the war ought to cease." On this ground Indiana stands, and she rejects, as unworthy, all schemes and purposes less noble than a

restoration of the Union, as recognized by the Constitution of the United States.

2. *Resolved*, "That we are opposed to any interference with slavery where it exists under the sanction of State law; that the soil of every State should be protected from lawless invasion from every quarter; and that the citizens of every State should be protected from illegal arrests and searches, as well as from mob violence." This committee most cordially indorse these sentiments of the Indiana Republican Convention of 1860 and recommend them to the adoption of all patriotic citizens.

MR. SPEAKER:

The Committee on Federal Relations, to which was referred joint resolution No. 2, would respectfully report that they have had the same under consideration, and herewith report the same back, and recommend its passage.

A Joint Resolution in relation to Compensation for Emancipated Slaves.

WHEREAS, The President of the United States, at the Second Session of the Thirty-Seventh Congress, submitted a project of a law or pledge for compensation to any State or States which may emancipate the slaves existing in, or being inhabitants of, such States: *And whereas*, such law, so passed, provides for the creation of a large and oppressive public debt, by the issuing of the bonds of the United States, with interest running thereon till redeemed, in payment of said slaves so manumitted and set free: *And whereas*, the said Congress, at its Second Session, did enact the same into the form of a law, with the approval of the President: *And whereas*, this was done in derogation of all notice to the people of the several States that the same was intended and contemplated, and against the solemn pledges of the President and Congress, that neither had the "lawful right or power," to interfere with slavery in any of the States of the American Union; therefore,

Resolved, by the General Assembly of the State of Indiana, That the said action of the President and Congress of the United States

had no warrant in the Constitution—that it was an assumption of authority not delegated by the people or the States to the Executive or Legislative branches of the General Government—in bold and wicked defiance of the rights of the people and the pledges made to the nation, and manifestly oppressive to the citizens of the several States having no connection or interest in the existence of African slavery.

Resolved, That this General Assembly, on behalf of the people represented herein, do most solemnly protest against the enactment of that law or project of Congress; and that we deem it an act of common honesty to declare, that the people of Indiana, already burthened by excessive taxation for the legitimate expenses of the existing war, will oppose, by all lawful and constitutional means, every attempt to subject their property and industry to new and unconstitutional exactions, and for purposes so irreconcilable with the requirements of the national Constitution, and at war with the sacred rights of the citizens of the various States.

Resolved, That the border slave, and other States, which may inaugurate a system of negro emancipation, under the recent pledge of Congress, be respectfully informed that the people of Indiana deny to the President, or the National Legislature, any rightful authority to tax the people of the United States for the payment of negro slaves, and this State will never recognize the validity of any bonds, or other evidence of indebtedness, for a purpose so contrary to the powers of the General Government—that the national honor is in no way pledged for their redemption, the law of Congress having been passed without notice to the people of the several States, and in utter and absolute defiance of their will. These bonds will never be paid, and this General Assembly gives notice to the tyrants who aim to saddle upon posterity such a debt, and to their dupes who may consent to receive them, that the people of Indiana will have neither part nor lot in upholding a scheme so nefarious as the taxation of the industrious white man for the enfranchisement of the negro slaves of the South. The motto of Indiana is, “millions to restore the Union as it was—not a dollar to emancipate the negro.”

Resolved, That our Senators in Congress be instructed, and our Representatives requested, to vote for the prompt repeal of said law, or pledge, at the present session.

Resolved, That His Excellency, the Governor, be requested to transmit, without delay, certified copies of this joint resolution to each of our Senators and Representatives in Congress.

MR. SPEAKER:

The Committee on Federal Relations, to which have been referred various resolutions on the subject of the "President's Proclamation of freedom to slaves," would respectfully report that they have duly considered the same, and herewith report the following joint resolution, embodying, in the opinion of the majority of the committee, very nearly the sentiments embraced in the various resolutions referred to them, and they would respectfully recommend the passage thereof.

A Joint Resolution in regard to the Proclamation of the President of the United States, assuming to emancipate the slaves of certain States.

WHEREAS, The President of the United States, in the exercise of an assumed military power, has issued a proclamation declaring the slaves of all the States and parts of States in rebellion against the United States, free, from and after the first day of January, 1863;

AND WHEREAS, Contrary to fact and principle, he has declared that the only way to restore the Union is by giving freedom to such slaves, thus contravening and rejecting his own declaration in his inaugural message, that he had "neither the right nor the disposition, *directly or indirectly*, to interfere with the institution of slavery in the States where it exists;"

AND WHEREAS, All our national statesmen, from President Washington down to President Lincoln, have held such interference as mischievous, unpatriotic, and unconstitutional, and have so acted as to discountenance a policy which would degrade the white inhabitants of the various States by emancipating an ignorant race, and investing them with the rights of citizenship;

AND WHEREAS, We regard this proclamation of emancipation as one of a series of measures forced upon the nation by the Abolition faction of New England, and in which the freemen of Indiana and the great Northwest can have no sympathy, and will extend no approval; therefore,

Resolved, by the General Assembly of the State of Indiana, That we do, in the name and by the authority of the people of this State, most respectfully and earnestly protest against the unwise and unconstitutional policy of the President's Proclamation of negro emancipation, and deny that he had the slightest legal right to do more than enforce the authority of the United States' Constitution in the rebellious States of the Union; and further, that the people of Indiana, when they sent one hundred and two thousand troops into the field, had reason to expect that the President would use them in overthrowing the rebellion by force of arms, and not for the purpose of destroying the institutions of the States, and thus subverting the Union, which it is the anxious desire of all good men to re-establish as it was.

Resolved, further, That this General Assembly adopts the opinion of John Quincy Adams, and declares "that the emancipation of the enemy's slaves is not among the acts of legitimate war. As relates to the owners, it is a destruction of private property, nowhere warranted by the usages of war." And we further and most cordially adopt the language of William H. Seward, now Secretary of State, in his letter to Mr. Dayton, our ambassador to France, under date of April 22, 1861, in which he directs him to declare to the Government of Napoleon as follows: "It is hardly necessary to add to this incontestible statement the further fact, that the new President (Lincoln,) as well as the citizens through whose suffrages he has come into the Administration, has always repudiated all designs whatever and whenever imputed to him and them, of disturbing the system of slavery as it is existing under the Constitution and laws. The case, however, would not be fully presented if I were to omit to say, *that any such effort, on his part, would be unconstitutional*, and all his actions in that direction would be prevented by the judicial authority, *even though they were assented to by Congress and the people.*" This General Assembly feels gratified in declaring that the voice of the people of Indiana is now in unison with the able Secretaries of the State Department under Presidents Monroe and Lincoln, on that subject, and they regard the proclamation of emancipation as contrary to the laws and usages of war, as it is in derogation of the Constitution of the United States, and ought to be promptly, and without delay, rescinded.

Resolved, That the Secretary of State be requested to transmit a certified copy of this preamble and resolutions to our Senators and Representatives in Congress, and to the Governors of the States not in rebellion against the Government of the United States, with a request that the same be laid before the Legislatures thereof.

MR. SPEAKER :

The Committee on Federal Relations, to which was referred various resolutions of the House relative to the payment of the troops now in the service of the United States, would respectfully report that they have duly considered the same, and herewith report the following joint resolution, which, in the opinion of the majority of the Committee, embraces the whole subject referred to in said resolutions, and they would respectfully recommend the passage thereof.

A joint resolution in regard to the payment of troops now in the field, urging Congress to pass laws for the prompt liquidation of all arrearages now or hereafter to become due, and urging the payment of pensions to disabled soldiers, their widows or orphans, in the legal and Constitutional coin of the United States.

WHEREAS, Honor and justice alike require that those who bear the hardships of war and the dangers of the battle field, should have the first and most anxious care of the Government ;

AND WHEREAS, Indiana has sent into the service of the Government her full quota of one hundred and two thousand seven hundred men, and been honorably represented in every victorious engagement with the enemy ;

AND WHEREAS, Numerous and frequent complaints have been heard from those soldiers, that the Government fails to pay them the small compensation which they have so hardly and so honorably earned in the public service, and by which neglect many of their families at home have suffered for the comforts of life ;

AND WHEREAS, It is represented that many of the officers of high grade in the service have been promptly paid, thus securing their large salaries, to be spent on frequent furloughs to their homes, or at the hotels in the large cities nearest their command, thus creating a distinction unjust in itself and hurtful to the moral power of the army ;

AND WHEREAS, In times like the present, when the Government is compelled to issue millions upon millions of paper money, having no metallic basis upon which to rest for its redemption, it behooves every true friend of the patriot-soldier to protect him in the future against any possible depreciation of these treasury notes in the hands of the wounded or diseased volunteers, or his helpless wife and children; therefore,

Resolved by the General Assembly of the State of Indiana, That the people of this State respectfully but earnestly entreat the General Government, and all its appropriate departments, to make prompt and speedy payment of all arrearages, now or hereafter to become due to the soldiers in the field from this and other States, and that all preference in payment of officers over privates should immediately cease.

Resolved, further, That it is the opinion of this General Assembly, and of the people represented therein, that ample provision should be made by Congress for liberal and satisfactory pensions to the disabled soldier, and to the widows and orphans of those who have fallen or died in the service, and that while Congress provides for the payment of interest on loans in gold coin, or its equivalent, it is equally just that the pensions due to those who have sacrificed health, and life itself, and their widows and orphans, should receive a like protection at the hands of the Government.

Resolved, further, That our Senators in Congress be instructed, and our Representatives requested, to use their votes and other rightful influences in securing the objects set forth in this joint resolution.

Resolved, That the Secretary of State be requested to transmit certified copies of this preamble and joint resolution to each of our Senators and Representatives in Congress.

M. A. O. PACKARD, *Chairman.*
WM. E. NIBLACK,
N. S. GIVEN,
G. S. HOWELL,
Committee.

The following papers were reported back from the Committee on the Judiciary, and laid upon the table :

House bill No. 8.
 House bill No. 10.
 House bill No. 32.
 House bill No. 77.
 House bill No. 80.
 House bill No. 89.
 House bill No. 121.
 House bill No. 124.
 House bill No. 141.
 House bill No. 174.
 House bill No. 192.
 House bill No. 202.
 House bill No. 228.
 House bill No. 249.
 Senate bill No. 85.

PETITIONS.

A remonstrance against changing the collection laws, by sundry citizens of Allen county.

By citizens of Davies county, who are aggrieved by the conduct of the manager of the Ohio and Mississippi railroad.

Petition of citizens of Hamilton county, for change in collection laws of the State.

The claim of Messrs. Morrison & Ray.

Petition of citizens of Vigo county, remonstrating in regard to the abolishment of the Common Pleas Courts.

Petition from the citizens of Wabash county, to amend the existing laws as to enforce the collection of debts.

Leave of absence was granted to Messrs. Atkison, Woollen and Miller.

Mr. Hanna moved a call of the House,
 Which was not agreed to.

The Committee of Ways and Means, by Mr. Niblack, their chairman, reported

House bill No. 258. An act making special appropriations for the year 1863;

Which was read the first time.

The Speaker announced the following as the sub-committee on arbitrary arrests, with power to sit during the recess of the Legislature, and report to the next session, as ordered by a previous resolution of this House, viz.:

Messrs. Brown, Hanna and Gregory.

Mr. Niblack offered the following resolution, which was adopted:

Resolved, That A. T. Whittlesey, Principal, and Joseph J. Davis, Assistant Clerk of the House, be allowed the sum of seventy-five dollars each, for preparing the index and superintending the printing of the House Journal of the present session, and that the Principal Clerk be allowed in addition twenty-five dollars for preparing an index of the bills introduced during the present session.

The Committee of Ways and Means, by Mr. Niblack, their chairman, reported

House bill No. 259. An act making general appropriations for the years 1863 and 1864;

Which was read the first time.

Mr. Niblack moved that the constitutional provision be suspended, and that the bill be read the second time now.

Upon which question,

Those who voted in the affirmative were—

Messrs.	Hanna,	Lasselle,	Puett,
Abbett,	Harden of W.,	Lee,	Richardson,
Bird,	Hardin of Perry,	Lemmon of H.,	Rippey,
Blocher,	Hetfield,	Lemmon of S.,	Robinson,
Brogan,	Holcomb,	Mason,	Ryan,
Brown,	Hon,	McCaughy,	Shaffer,
Burton,	Howard,	Milroy,	Shoaff of Allen,
Collins,	Howell,	Mutz,	Shoaff of Jay,

Cook,	Howk,	Niblack,	Veach,
DeBruler,	Humphreys,	O'Brien of M.,	Waterman,
Donaldson,	Kemp of Dubois,	Osborn,	Williams,
Ferris,	Kemp of Vigo,	Packard,	Wolfe, and
Given,	Kilgore,	Priest,	Mr. Speaker—53.
Hall,	Lake,		

None voting in the negative.

No quorum voting,

Mr. Puett moved a call of the House,
Which was ordered.

Those who answered to their names were—

Messrs.	Hanna,	Lasselle,	Reitz,
Abbett,	Harden of W.,	Lee,	Richardson,
Bird,	Hardin of Perry,	Lemmon of H.,	Rippey,
Blocher,	Harney,	Lemmon of S.,	Robinson,
Brogan,	Hetfield,	Mason,	Ryan,
Brown,	Holcomb,	McCaughey,	Shaffer,
Burton,	Hon,	Miller,	Shoaff of Allen,
Collins,	Howard,	Milroy,	Shoaff of Jay,
Cook,	Howell,	Mutz,	Veach,
De Brnler,	Howk,	Niblack,	Waterman,
Donaldson,	Humphries,	O'Brien of M.,	Williams,
Ferris,	Kemp of Dubois,	Osborne,	Wolfe,
Garvin,	Kemp of Vigo,	Packard,	Woollen, and
Given,	Kilgore,	Priest,	Mr. Speaker,—58.
Hall,	Lake,	Puett,	

Those who were absent without leave were—

Messrs.	Chambers,	James,	Noyes,
Abdill,	Davis,	Johnson,	O'Brien of H.,
Anderson,	Forrester,	Jones,	Perry,
Atkison,	Gregg,	Kendrick,	Pettibone,
Baker,	Gregory,	Lamb,	Roe,
Beyerle,	Griffith,	Leeds,	Stone,
Branham,	Hershey,	Moorman,	Tarkington,
Budd,	Higgins,	Morgan,	Van Buskirk and
Cason,	Hostetter,	Mustard,	Woodruff—38.
Cass,	Hutchings,	Newman,	

The following members were absent with leave—

Messrs.

Marshall, Pendleton, Roberts, and Spencer—4.

The House adjourned until Monday next, at 9 o'clock A. M.

MONDAY, 9 o'clock, A. M., }
March 9, 1863. }

The House met.

The reading of the Journal was dispensed with.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution, in which the concurrence of the House is respectfully requested:

Resolved by the Senate, the House of Representatives concurring therein, That there shall be appointed a committee, consisting of two members on the part of the Senate, and three on the part of the House of Representatives, to be denominated an Auditing Committee, whose duty it shall be to meet at Indianapolis monthly, and examine and audit the accounts of the Commissary General and Quartermaster General, and all other accounts, either for the pay of men, or material of any kind purchased and designed to be paid for out of appropriations heretofore made, or which may hereafter be made, for military purposes, including payment of the Indiana Legion, if an appropriation has been or shall be made therefor, and that the Auditor of State be expressly prohibited from paying any claim of the description aforesaid, until said claim has been audited and certified by said Auditing Committee, or a majority of it.

2. *Resolved,* That said committee shall make out a regular balance sheet each month, which, together with the proper vouchers,

shall be carefully preserved. They shall have power to direct the proper forms to be used for accounts and vouchers, and require all to be made in accordance with such forms.

3. *Resolved*, That said committee shall each receive the sum of three dollars for each day they may be necessarily employed in the discharge of their duties, and five cents per mile for the distance travelled going to and returning from their attendance upon such duties, the same to be paid out of the money appropriated for the payment of the legislative expenses of the present General Assembly, and that the Auditor is hereby directed to audit the accounts for the services of such committee, upon the certificate of a majority of the committee.

4. *Resolved*, That said committee shall examine and determine all claims presented to them for allowance without delay; and that said committee shall only be entitled to receive pay for the time during which they shall have been actually employed.

5. *Resolved*, That a majority of said committee shall constitute a quorum for business, but no allowance of such majority of any claim or account shall be valid, so as to authorize its payment, unless such allowance be made by a number of said committee equal to a majority of the whole.

6. *Resolved*, That said committee shall only be authorized to sit so long as the duties herein imposed upon them may demand, and whenever said claims and accounts shall be fully examined and audited, said committee shall be and is hereby discharged.

(Mr. Donaldson in the chair.)

Mr. Buskirk moved to take up the message just received from the Senate.

Agreed to.

Mr. Anderson moved to concur in the resolution of the Senate, with the following amendment:

Insert after the words "military purpose," the following words: "excepting the Governor's Military Contingent Fund."

Agreed to.

Mr. Brown moved that Messrs. Niblack, Kilgore, and Buskirk, be appointed said committee.

Agreed to.

Mr. Howell made the following report from the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Bowen, Stewart & Co., for stationery, have had the same under consideration, and would respectfully report the same correct, and recommend that the bill making specific appropriations be so amended as to make an allowance for the same.

The report was concurred in.

Mr. Packard offered the following amendment to the specific appropriation bill :

Sec. —. That W. H. Drapier be allowed the sum of \$600 for 600 copies of the Brevier Legislative Reports of the present session, as per contract with the Doorkeeper of the House, in pursuance of a resolution.

The amendment was adopted.

Mr. Griffith offered the following resolution :

Resolved, That notwithstanding the acrimony of partizan warfare which has *unfortunately* characterized the present legislation, the remembrance of which causes no pleasurable emotion, yet justice demands that the thanks of this House be tendered to the Hon. SAMUEL H. BUSKIRK, Speaker of this House, for the impartiality and ability with which he presided over its deliberations, and that we hereby tender to him this evidence of our respectful regard for the faithful performance of his duty.

Mr. Lasselle offered the following amendment :

Resolved, That the thanks of this House are hereby tendered to the Hon. SAMUEL H. BUSKIRK, for the able and impartial manner in which he has discharged the duties of Speaker of the House during the present session thereof.

Adopted.

The resolution, as amended, was adopted.

Mr. Buskirk offered the following resolution :

Resolved, That A. T. Whitlessy, principal Clerk, and Joseph J. Davis, assistant Clerk of the House, be each allowed sixty-one dollars for extra services as such Clerks, to be paid out of the Legislative fund already appropriated by this General Assembly, and that this allowance shall include all sums heretofore voted to said principal and assistant Clerks, except for indexing the Journals, and making an index of the titles of bills introduced, and their per diem of three dollars, which excepted allowance are not to be effected by this resolution.

And be it further Resolved, That the assistants of the principal and assistant Clerks of this House be each allowed a sum not exceeding the sum of sixty-one dollars each, for extra services as such assistants, the amount to be certified by said principal and assistant Clerks respectively, and attested by the Speaker of the House, and that the said allowances be in addition to the three dollars per diem appropriated and provided by the Legislative appropriation act passed by this General Assembly, and that the same be paid out of the fund raised by said act.

And be it further Resolved, That Benedict Burns, Doorkeeper, and Michael Griffin, Sergeant-at-Arms of the House, be allowed the sum of thirty dollars and fifty cents each, for extra services, and that their employees be each allowed not exceeding the sum of thirty dollars and fifty cents, for extra services; said extra services of said employees to be certified by said Doorkeeper and Sergeant-at-Arms, respectively, and attested by the Speaker of the House, and that this allowance shall be in lieu of all allowances made to them heretofore for such services, except their per diem, as provided by the Legislative appropriation act passed by this session of the General Assembly, and that said allowances be paid out of the fund raised by said act.

And be it further Resolved, That Michael Griffin, Sergeant-at-Arms of the House of Representatives, be allowed at the rate of — cents per mile for every mile actually traveled, and fifty cents each for every process served, and every process returned, on persons summoned as witnesses by the Committee on Arbitrary Arrests of the House, upon the certificate of the Auditor of State that his accounts are just and proper, according to said basis of computation, as extra services, and that the same be paid out of the fund appro-

appropriated by the Legislative appropriation act passed by the present session of the General Assembly.

The following amendment was offered :

That the Clerks of the Committees of Ways and Means, on the Judiciary, and on Arbitrary Arrests, and the stationery Clerks be included in the above resolution.

Adopted.

The resolution, as amended, was adopted.

A message from the Governor, by Mr. Holloway, his Private Secretary :

MR. SPEAKER :

I am directed by the Governor to inform your honorable body that he has signed and approved House bill No. 139, "an act to raise a revenue for State purposes for the years 1863 and 1864."

Also, House bill No. 75. "An act to provide for the inspection of petroleum oils, for illuminating purposes, making and branding the same, prescribing penalty for selling without inspection, or for falsely branding the cask, package or barrel containing the same, or for violating any of the provisions of this act, for the appointment of Inspectors and deputies, prescribing duties and terms of office, and imposing penalties for Inspectors or deputies trading in any article they are appointed to inspect."

Also, House bill No. 69. "An act regulating the duties of the State Librarian, and providing penalties for a violation of the provisions of this act."

Also, House bill No. 29. "An act to provide that the laws of this State, regulating the salaries of officers, shall not be so construed as to permit public officers thereof to receive their salaries in advance, and to repeal all laws inconsistent therewith."

Also, House Bill No. 117. "An act to authorize the transfer and payment of Congressional township school funds, which accrued from the sale of school lands within the territory now forming the county of Newton to said county, from the county of Jasper, to

legalize payments heretofore made, and to authorize the Auditor of the county of Newton to execute conveyance in certain cases.

Also, House bill No. 109. An act to amend the first section of an act entitled "an act for the relief of borrowers of the Sinking Fund, and to repeal the fourth section, and so much as applies to the Sinking Fund of the whole act, entitled 'an act to extend to borrowers of the Sinking Fund, Surplus Revenue Fund, Congressional School Fund, and other funds, time of payment of loans, and prescribing the duties of the officers in regard thereto, approved March 3, 1859, and prescribing how mortgages may be constituted, and containing some provisions respecting the Sinking Fund, and its control and management, and matters properly connected therewith," approved March 9, 1861, and has caused copies of the same to be filed in the office of the Secretary of State.

Mr. Packard offered the following resolution :

Resolved, That the Secretary of State procure, and send to each member of the House, and to the officers thereof, two copies each of the House and Senate Documentry Journals, two copies of the Brevier Legislative Reports, two copies of the acts of the present session, all to be bound in full sheep.

Adopted.

Mr. Lasselle, from the Committee on Engrossed Bills, made the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have examined Engrossed Bills Nos. 185, 191, 187, 186, 189, 193, 197, 200, 203, 204, 205, 209, 211, 213, 214, 231, 230, 225, 237, 236, 239, 221 and 245, and have compared them with the originals, and find them correctly engrossed.

Mr. Harney, from the Committee on Ways and Means, made the following report :

The Committee on Ways and Means ask leave to submit the following report :

THE CONDITION OF THE TREASURY.

The following is an exhibit of the Receipts and Disbursements from the Treasury, during the time specified.

Statement of State Treasury since October 31, 1860.

Cash on hand, October 31, 1860.....	\$233,712	76
Cash rec'd from Oct. 31, '60, to Dec. 31, '60.	\$213,600	76
Warrants drawn for same period	157,641	39
	<hr/>	55,959 37
Cash on hand, December 31, 1860.....	\$294,672	13
Cash rec'd from Dec. 31, '60, to Oct. 31, '61	\$3,459,056	88
Warrants drawn same period.....	3,388,582	68
	<hr/>	70,474 20
Cash on hand, October 31, 1861.....	\$365,146	33
Cash rec'd from Oct. 31, '61, to Oct. 31, '62	\$3,997,632	64
Warrants drawn same period	3,486,304	55
	<hr/>	511,328 09
Cash on hand, October 31, 1862.....	\$876,474	32
Cash received from Oct. 31, 1862, to Jan. 31, 1863...	\$595,496	71
	<hr/>	\$1,471,971 03
Warrants drawn from Oct. 31, '62, to Jan. 31, 1863.	1,286,324	41
	<hr/>	
Cash on hand, January 31, 1863	\$185,646	62

All of these vouchers the Committee have examined, cancelled, and made abstracts of the same, in order to test the correctness of the Auditor's books, but for lack of time, they have been unable to complete the work as yet, but have adopted measures to finish the examination.

The Committee find that the funded debt of the State has been increased by the sale of six per cent. bonds, still outstanding to the amount of \$1,225,500 00, which money has been used for the purpose of paying the State tax assessed by an act of Congress, approved August 5, 1861, for the purchase of the State arms, and paying expenses incurred in organizing and fitting out troops of

the State, which entered the service, and for taking care of our sick and wounded soldiers; in providing a revenue for the next two years sufficient to meet the demand upon the treasury.

The Committee have found themselves surrounded with difficulties, notwithstanding the enormous appropriations of the last two years, which absorbs the revenues and the proceeds of the debt incurred, there is still left over to be provided for out of the incoming revenues.

The Military debt, audited by the Committee, but not paid for want of funds, which the Governor's message shows to be \$146, 279 87; Military claims unaudited supposed to be about \$25,000 00; claimed by State Prison North, for building, for which there had been no appropriation, \$50,351 69.

In addition, We have extraordinary demands upon the Treasury on account of the war, which will be for taking care of sick and wounded soldiers, \$100,000 00; also, provide for military defence of our border, \$75,000 00; making a total, in round numbers, of near \$400,000 00, constituting the same class of demands, under nearly the same emergency as induced the last Legislature to authorize the loan of two millions, yet with all these embarrassments, and the precedent before them, the committee have deemed it inexpedient to recommend a new loan, thus increasing the availability of the treasury, and, for the present, relieving the tax payers. They have deemed it the best policy to "pay as you go," and if we are not willing to pay the tax, quit the expense. The expense and losses in negotiating a loan, with the cost of taking care of it, with the interest and liabilities to fraud and peculation, far exceed all the temporary benefit derived from public loans. Acting under these convictions, the committee have recommended an increase of five cents assessments on property, and twenty-five per cent. poll tax; and have endeavored to limit their appropriation to the revenue standard.

STATE DEBT.

According to the report of the Auditors, the State debt is as follows:

3 per cent. Certificates of Stock.....	\$5,325,500 00
2½ per cent. Certificates of Stock.....	\$2,058,173 50
6 per cent. Certificates of Stock.....	\$1,225,500 00

There is also supposed to be outstanding of the original internal improvement bonds, as shown by the report of Agent of State, \$391,000. The State has also given her bond to the Sinking Fund, which is really only a debt from one department of the State to another, for \$1,188,219 64. The total interest, due annually on the whole debt is \$462,552 51. This formidable item seems to increase rather than diminish, notwithstanding the repeated efforts that have been made to put the debt in process of liquidation. Your committee recommend that active measures be taken to provide for the ultimate extinction of the State debt, and in the mean time that the character of it be changed from that of certificates to coupon bonds, with interest payable at the State capital, which would lead to the absorption of a large portion of it by the capitalists in the State.

WAR LOAN.

The committee find there is charged to sale of Military War Loan Bonds, the sum of \$1,754,855 85, as proceeds of sale of 2,000,000 bonds. Of the above bonds sold there has been redeemed.....		\$774,500 00
At a cost, with interest accruing, of.....		692,002 69
Leaving outstanding.....		1,225,500 00
Nett proceeds of same.....		1,064,470 93
Balance.....		<hr/> \$161,029 07

This balance would not prove a loss to the State if she could purchase the bonds at the same price at which they were sold. It is, however, equivalent to paying very near seven per cent. interest, and a probability of having to redeem the bonds at their face.

STATE DEBT SINKING FUND.

The committee would call the attention of the Legislature to the general management of the above fund. The Auditor reports a balance due the fund of \$678,626 87, which, at present, would absorb all the money in the Treasury, and leave the Treasury in debt near one-half million. This results from the appropriations exceeding the revenues, and the money set apart for the redemption of the State debt is the last applied to the purposes intended. It should be the business of the officers immediately after the money is received, to apply the same to the purpose prescribed by law, and not leave it to be preyed upon by every other appropria-

tion. The account of the above fund in the books of the Auditor's office, are not satisfactory. It seems to be regarded not as a special fund, but only to be expended on the public debt when there is no other use for the money, and in the books in his office, reference is made to the Auditor's report, which shows receipts for taxes in 1861 to be \$264,437 97 and disbursements on account of bonds to be \$259,44 54, but there is no satisfactory showing when or how that amount was expended. The report also shows the fund to have received from the United States \$450,000 in Treasury notes, which were sold for \$432,639 30, which we presume was coin, and although the bonds were purchased nominally at the same price as sold at, still the loss to the State in the above instance was \$17,-361 70. It seems, also, from comparing dates, that the redemption of bonds was going on simultaneously with the negotiations and selling of them, the necessity for which the committee cannot comprehend.

TEMPORARY LOANS.

By act of the special session, approved June 3, 1861, the officers of State were authorized to make temporary loans, in order to purchase supplies for troops in the service of this State, or to provide for transportation of the same under provision of this act. Loans were made including, however, back to December, 1860, which amounted in total to January 31, 1862, to.....\$1,495,735 33
 Upon which paid as debit..... 1,533,549 71

 Over paid..... \$37,814 38

This over payment is presumed to be on account of interest, and makes a formidable item in the past expenditures.

The committee cannot go back and judge of the necessity of those loans, but it does seem there must have been given a very liberal construction to the law which limits the necessity to purchasing supplies and providing transportation to troops in the service of the State. Besides many of these loans took place during the same period when bond loans were being negotiated, and of the proceeds of which these were to be paid. The committee do not desire to be censorious, but think the record of transactions of such importance, and so delicate a nature, should be accompanied by an explanation of the reasons for so doing, especially in times

like these, when public officers should be more rigid in their transactions and careful in their accounts.

ACCOUNTS WITH THE GENERAL GOVERNMENT.

The State has received from the General Government, as shown by the Auditor's report :

By cash	\$160,061 02
By Treasury Notes	450,000 09
There is an unsettled balance, sufficient to pay the	
State tax	769,144 03

These amounts have been paid to the State on account of advances made for carrying on the war, but there is nothing in the Auditor's report, nor is there an account in his office, to show upon what vouchers these amounts have been drawn, or what amount there may yet be due the State. But from the report made by the Governor, in reference to purchase and disposition of State arms, we find that the accounts and vouchers paid from the State Arms Fund have been forwarded to Washington. We also find the warrants on the Military Fund have been forwarded, and certified copies of the same are in the Auditor's office. The Governor, who seems to have most of these accounts in his possession, also in his message, from data in his hands, estimates the amount yet due the State at \$359,634 75. This would pay the floating debt over from said year, and reduce the war loan debt to about \$1,100,000, leaving that amount legacy of debt, after the Federal Government should have returned to all of our advances on the war, except Contingent Fund used for the benefit of our sick and wounded soldiers, and for payment of State troops in defense of our own border. The same items which we have to provide for this year, and will have to during the war.

It may be said a large portion of this went to pay the tax assessed by the General Government on the State. That may be true, but the tax collected by the Federal Government this year, internal revenue in the State, will far exceed the amount above assumed. Besides the productive interests of the State begins to feel the effects of the loss of labor of so many of the citizens in the army; so that now we are less able to stand heavy taxation than we were two years ago.

From these facts and premises, the committee must come to the conclusion that the system of finance pursued for the last two years, of leaving the future to provide for the expenditures of the present, would result inevitably in ruin and bankruptcy. No worse policy can be adopted than in imagining that in the future we will be better able to pay than at present.

The committee must say that for the last ten days, during all the time they were preparing this report, they have been denied the presence and counsels of the minority of the committee, and therefore it cannot be given as unanimous. From this fact, and from the pressing nature of their other duties, and the limited time allowed them to examine so voluminous a record, they have been unable to make their investigations as thorough as the occasion would demand. It is submitted with diffidence, as the best they could do under the circumstances surrounding them.

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has concurred in the amendments of the House to the Senate's concurrent resolution, raising an auditing committee.

Mr. Harney, from a select committee, made the following report :

REPORT OF THE COMMITTEE UPON THE STATE ARSENAL.

The select committee, appointed for the purpose of making examinations of the State Arsenal, and report any facts they might deem necessary connected therewith, have performed that duty, and submit the following report :

The committee visited the Arsenal, which is situate one and a half miles east of the city. The buildings are mostly, of a temporary character; sufficient, however, for the purpose, and built out of the profits of the institution, so that it pays no rent. At the time of the visit, there was employed in one room about ninety females, and in another about forty—all employed in making ball cartridges, and preparing caps. In another building the men were moulding bullets, preparing shells, round shot, &c.

The committee were much gratified with the system and economy,

and also the neatness and dispatch with which the business was conducted.

In reference to the operation of the Arsenal since its commencement, the committee would refer to Capt. Sturm's report, which contains a full account of its past transactions, and its present condition.

The committee take pleasure in complimenting Capt. Sturm upon the very satisfactory condition of his accounts, the readiness with which he has furnished us with any desired information, and the zeal and energy he has shown in the enterprise, which are the chief qualities constituting a good officer.

It was the design of the committee to recommend the Arsenal to be continued under the patronage of the State, and a bill was prepared for that purpose, but subsequent events have rendered it impossible to take any further steps.

Since our visit the Arsenal has ben compelled to suspend operations for a time, at least greatly to the injury of many poor persons that depend on its patronage as a means of support.

The committee are informed that the State has no armory, no arms, excepting what are distributed, and relies upon drawing on the General Government for any she may need, and that the present armory here is in charge of Col. Carrington, commander of this post, and the arms and material belonging to the General Government.

The report was concurred in.

Mr. Brown officered the following resolution:

Resolved, That the officers and members of the Committee on Arbitrary Arrests be paid the amount this House has determined they shall receive, out of the fund appropriated for Legislative purposes.

Adopted.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution:

A concurrent resolution in reference to fraudulent five per cent. Indiana certificates of stock.

Be it resolved by the Senate, (the House of Representatives concurring therein,) That the Governor, Auditor and Treasurer of State are hereby authorized to appoint a Commissioner, with full power to investigate the condition of the fraudulent certificates of Indiana five per cent. stocks yet outstanding, and procure their surrender and cancellation by entering suit in the name of the State of Indiana against the holder or holders thereof, or otherwise; but said Commissioner shall not be authorized under any contingency to acknowledge that the above certificates are in any manner binding upon the State, or as constituting any part of its indebtedness, or to pay any sum of money on a compromise to procure their cancellation.

On motion of Mr. Harney, the resolution was concurred in.

Mr. Harney submitted the following report:

MR. SPEAKER:

The committee selected on the part of the House, by a concurrent resolution, to inquire into the expenditures of the Quartermaster and Commissary Department, purchase of State arms, &c., would report that for want of time they have been unable to make the necessary examination, the joint committee therefore agreed to ask consent of the Legislature to set after adjournment. Since that time, this committee are informed that the Senate, without farther consultation, have appointed a committee from their own body with power to set after adjournment of the Legislature, and prosecute the above investigation; we, therefore, refer the whole matter to the House, to determine whether any further action is necessary, and ask to be discharged from further consideration of the subject.

Mr. Brown offered the following resolution:

WHEREAS, It is especially due to the people, while the burdens and sacrifices of a dire civil war are fearfully taxing their energies, that rigid investigations should be made of the official conduct of their public servants, to whom the control of public moneys may have been entrusted, and

WHEREAS, The people of the State of Indiana demand of this Legislature a faithful and fearless discharge of such duty, therefore,

Resolved, That a special committee of three be appointed by the Speaker of the House, to investigate the transactions connected

with and growing out of the negotiation and disbursement of the two million loan authorized by an act of the Legislature, approved May 13, 1861, the expenditures in the State Quartermaster's department of the State Commissary's office, the purchase of arms by the State Arsenal, and the Benevolent Institutions of the State, in each case to extend back to the first day of May, 1861, without reference to what fund they may have been paid from. And said committee shall have power to send for persons, books, and papers—to compel attendance of witnesses, and punish contempts and adopt rules for their government and the manner of transacting their business. They shall make a report of their proceedings, and have printed of the same 5,000 copies for distribution, and shall submit, in writing, to the Attorney General of the State, their opinion as to whether or not any investigation, on the part of the State, for recovery, are necessary, and if so, upon what transactions suit should be founded. And said committee shall have power to set after the adjournment of the General Assembly, and the members thereof shall draw the same pay and mileage as members of the General Assembly. Said committee shall also draw upon the fund appropriated for Legislative expense of the present General Assembly, for all the contingent expenses of said committee. And the Auditor of State be and he is hereby instructed to draw his warrant upon the fund appropriated for legislative expenses of the present General Assembly, in favor of the members of said committee for their said per diem and mileage, and also for the said contingent expenses of said committee, upon certificate of the chairman of said committee. And said committee shall give due notice of its sittings and proceedings to the officers whose official transactions they shall have under investigation, and said officers shall have the privilege of attending the investigations of said committee in person or by attorney. And the sitting of said committee shall not extend beyond forty days.

Adopted.

The Speaker appointed Messrs. Tarkington and Howk said committee.

A message from the Senate, by Mr. Vawter, their Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following resolutions:

Resolved, That a committee of two, on the part of the Senate, be appointed to act with a similar committee on the part of the House, to wait upon the Governor and ascertain if he has any further communication to make to the General Assembly.

Senators Ferguson and New were appointed said committee; in which the concurrence of the House is requested. /

Also—

Resolved, The Senate having finished its business, that the Senate adjourn, *sine die*, at 12 o'clock, M., to-day, and that the House be informed of the passage of this resolution.

The resolution was concurred in.

The Speaker appointed Messrs. Puett and Griffith said committee on the part of the House.

Mr. Cason offered the following resolution :

Resolved, That the Indianapolis Journal Company, and the proprietors of the Daily Sentinel, be each allowed the sum of \$919 36, out of the Legislative appropriation, for papers furnished this House, as per contract with the Doorkeeper, and that the proprietors of the Volksblatt and Indiana Free Press be allowed each ——— dollars for papers furnished, as per contract with the Doorkeeper.

Adopted.

Mr. Holcomb obtained leave of absence.

Mr. Lee submitted the following protest.

MR. SPEAKER :

The undersigned desires to enter his protest against the raising of the Auditing Committee authorized by this House and Senate, for the reason that two Republicans are placed upon it, and for the further reason, that it does not include in its control the Governor's contingent fund, whereby the committee is rendered unnecessary.

Mr. Donaldson offered the following resolution :

WHEREAS, the minority of this House have been in session in the city of Madison, in the State of Indiana, for the last ten days:

AND WHEREAS, it is attended with inconvenience to change the place of holding sessions of the General Assembly, and shall not be done except where there is danger of some public enemy; therefore,

Resolved, That as soon as the Speaker of this House can make out the certificates for the per diem and mileage of said minority, they all have leave of absence to return to the said city of Madison, or such other place as they, in their wisdom, may determine, and adopt the following lines :

When I do think what now I am, and what I used to was,
Methinks I sold myself away without sufficient cause.

Adopted.

The select committee, to whom was referred the investigation of the charge that certain members of the House were in secret consultation with an emissary of Jeff. Davis, made a report, which was ordered to be placed on the files of the House.

Mr. Hanna submitted the following report :

The Committee on Military Affairs, to which was referred the communication of the Governor, in reference to purchase of State arms, &c., return the same back to the House, and recommend that it be deposited in the State Library, for the use of public officers and future Legislatures.

Mr. Brogan offered the following resolution :

Resolved, That all of that part of the action of the House reflecting upon the conduct of the Doorkeeper of the House be expunged from the journal.

Adopted unanimously.

Mr. Ferris submitted the following report :

MR. SPEAKER :

The special committee, appointed to visit the hospitals in and about the city of Indianapolis, where the sick and wounded soldiers are taken care of, have performed that duty and would respectfully submit the following report :

The committee found the different hospitals under the charge of Drs. John M. Kitchen and P. H. Jameson, and the committee take

pleasure in saying that under the management of these gentlemen the accommodations for the sick and wounded soldiers are as near perfection as it is possible they could be made with the means at their disposal.

There is at each of the camps near the city a receiving hospital under the immediate care of Dr. Jameson (except Camp Morton), where the sick of each regiment are reported every morning, and each severe case is at once sent to the General Hospital, but very many cases are entirely cured at these receiving hospitals.

The committee found at Camp Morton about six hundred and fifty prisoners of war taken at the late battle at Murfreesboro, about one hundred and forty-four of which are in the hospitals at this camp. Most of them were wounded, and they all seemed anxious to testify to the kind manner with which they had been treated by the gentlemanly officers and men under whose charge they had been placed. Their situation appears comfortable, as far as it is in the power of our officers to make it.

This camp is now occupied exclusively by all the Confederate prisoners, and is under the immediate care of Dr. Wier, an officer of the 71st Indiana Regiment.

At Noble Barracks there are about 500 artillerymen; at this camp hospital an average of twenty are reported sick each morning, but few of which are sent to the general hospital, for the reason above given. The hospital register shows 115 sick received since November 22, 1862.

At Camp Carrington there are about 700 men, and for several days the morning report of the sick shows an average of four, which indicates that at present the soldiers at that camp enjoy unusual good health.

At the City Barracks, or Soldier's Home, there are about 200 men of different regiments,) beside the four companies constituting the Provost Guard.) This is called the convalescent barracks, a place where convalescent soldiers stay until they are able to return to their regiments, and it is also a point where soldiers passing through the city to and from their regiments, make it their home. Some fifty or seventy-five leave this place daily, and their places are filled with as many new arrivals. The accommodations there are sufficient also to feed an entire regiment at once, if necessary.

At each of these camps, medical stewards and attendants selected from the rank and file of the army are found, who have a good

knowledge of medicine, and who the more readily appreciate the wants and necessities of the sick soldiers.

The committee could but notice the kind attention and gentlemanly deportment of these stewards and attendants, as attested by the sick, and the mention of their names in this report would be a pleasure to the committee, but lest an unintentional omission of some might do injustice, we have omitted it.

Another feature noticed at these hospitals, was the air of neatness and comfort which pervades them, and which speaks much in commendation of the gentlemen who have labored so assiduously in this department.

The City Hospital, we are informed, has been generously given up by the city authorities, free of charge, to be used as a general hospital for the soldiers, and is under the immediate charge of Dr. Kitchen.

We believe it would be impossible to make this department more efficient than it is under his charge. It will only require a visit to this place to satisfy any one that the committee do not exaggerate in making this statement, and those who are now receiving the benefits of the care shown the sick at this place will bear us witness of the fact that there are at present about twenty Confederate prisoners, (mostly wounded) and 150 Union soldiers, in the different wards of this hospital.

The building will accommodate about 275 patients. Since May 1, 1861, about 5,000 Union soldiers have been under treatment here, and of this number only about 213 have died. When we consider that it is only the severe cases sent to this hospital, it will be seen that the ratio of mortality is by no means large.

Indiana will never want for brave sons to go forth to fight her battles, and face danger to preserve her fair fame, so long as they can be assured that if they are unfortunate they will not be neglected and forgotten.

Ever since the war began, Dr's. Kitchen and Jameson have been untiring in their efforts in this department, and many soldiers will attest their vigilance and care. The thanks of all are due them for their efforts, and the gratitude of those to whom they have ministered, will give the best assurance of the fidelity with which they have discharged their duties.

The committee feel it their duty, in this connection, to mention the Sisters of Providence, who with busy hands and willing hearts, are vigilant and untiring in their ministrations to the wants and

necessities of the unfortunate soldiers. Without compensation, for nearly two years the Sisters have had the entire charge of the domestic department at the general hospital, in which neatness, order, and economy are the prominent characteristics. Quietly, but earnestly, have they fulfilled this mission of love and kindness, and we most cheerfully assure them that thousands of grateful hearts will cherish these deeds in kind remembrance, and we sincerely hope that Heaven may, in answer to the fervent prayer of many a brave soldier, confer upon these Sisters blessings unnumbered, which gold can never purchase.

Mr. Puett, from the committee to wait on the Governor, made the following report :

MR. PRESIDENT :

The committee appointed to wait upon his Excellency, has performed that duty, and would respectfully report that he has no further communication to make to this General Assembly.

Mr. Milroy moved a call of the House.

Which was ordered.

Those who answered to their names were—

Messrs.	Ferris,	Kemp of Dubois,	Puett,
Abbett,	Given,	Kemp of Vigo,	Richardson,
Anderson.	Griffith,	Lasselle,	Rippey,
Atkison,	Hall,	Lee,	Ryan,
Bird,	Hanna,	Lemmon of H.,	Shaffer,
Blocher,	Harden of W.,	Lemmon of S.,	Shoaff of Allen.
Brogan,	Hardin of Perry,	Mason,	Shoaff of Jay,
Brown,	Harney,	McCaughy,	Veach,
Burton,	Hershey,	Milroy,	Waterman,
Cason,	Hon,	Mutz,	Williams,
Collins,	Howard.	Niblack,	Wolfe,
Cook,	Howell,	O'Brien of M.	Woollen, and
De Bruler,	Howk,	Osborne,	Mr. Speaker—52.
Donaldson.	Humphreys,	Packard,	

Those who were absent without leave were—

Messrs.	Gregg,	Jones,	O'Brien of H.,
Abdill,	Gregory,	Kendrick,	Perry,
Baker,	Hershey,	Kilgore,	Pettibone,
Beyerle,	Hetfield,	Lamb,	Robinson,
Branham,	Higgins,	Leeds,	Roe,
Budd,	Hostetter,	Moorman,	Stone,
Cass,	Hutchings,	Morgan,	Tarkington,
Chambers,	James,	Mustard,	Van Buskirk and
Davis,	Johnson,	Newman,	Woodruff—37.
Forrester,			

Those who were absent with leave were—

Messrs.	Lake,	Pendleton,	Roberts, and
Garvin,	Marshall,	Priest,	Spencer—10.
Holcomb,	Miller,	Reitz,	

A message from the Senate, by Mr. Vawter, their Secretary :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has adjourned *sine die*.

The Speaker then delivered his valedictory.

Mr. Blocher moved that the House adjourn,
Which was agreed to.

The Speaker declared the House adjourned *sine die*.

A. T. WHITTLESEY,
Principal Clerk.

JOSEPH J. DAVIS,
Assistant Clerk.

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BILLS OF THE HOUSE.

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.		Other proceedings.	Approved.	By whom introduced.
1	A bill supplemental to an act entitled "an act to enforce the 12th article of the Constitution;" approved June 18th, 1852.....	30	39, 89.....					Roberts.
2	A bill to create the 16th Judicial Circuit, and to provide for the election of a judge and prosecuting attorney, and to provide for terms of court therein.....	35	39, 102, 177, 350.....					Bird.
3	A bill appropriating thirty thousand dollars for the expenses of the present Legislature.....	36	36, 37, 154.....					Moorman.
4	A bill to amend the 46th section of an act entitled "an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity;" approved June 18th, 1852.....	38	48, 193.....	299				Miller.
5	A bill granting Circuit Courts concurrent jurisdiction with Courts of Common Pleas in all cases of misdemeanors, and requiring grand juries to make pre-ment of the same.....	41	49, 283.....					Garvin.
6	A bill to regulate the number of jurors which shall be required to agree to make a verdict in civil suits, and to repeal all laws inconsistent therewith.....	41	49, 197.....					Newman.
7	A bill to amend section 10 of an act entitled "an act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases, approved June 9th, 1852;" approved March 11th, 1861.....	48	66, 197, 198.....					Gregory.
8	A bill to amend "an act to require surviving partners to file inventories and appraisements in the office of the Clerk of the Court of Common Pleas and to report the liabilities of the firm;" approved March 3d, 1858, and to fix the place where such partnership shall be closed up.....	48	66, 739.....					Mewan.
9	A bill to repeal an act entitled "an act to ascertain the amount of the fees, and salaries of the clerks of the Supreme, Circuit and Common Pleas Courts of this State, of the Sheriff of the Supreme Court and of the various counties in this State, of County Auditors, Treasurers and Receivers, of circuit and prosecuting attorneys, and to provide punishment for a violation of its provisions....."	48	66, 200, 214.....	255				Miller.
10	A bill to divest the title to the county seminary grounds of Grant County							

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
11	from the trustees of the county seminary, and to invest the same in the Board of County Commissioners.....	48	67, 729					James.
✓ 12	A bill to enforce the 13th article of the Constitution.....	49	67, 570, 588, 589, 590, 591, 592					Given.
13	A bill for the relief of Joseph M. Dorr.....	49	67, 497					Cass.
✓ 14	A bill to amend the 14th Judicial Circuit.....	49	67, 350					Noyes.
✓ 15	A bill to amend section 5 of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof," approved March 5, 1852.....	51	67, 307, 618, 619, 713					Brogan.
✓ 16	A bill to authorize the Governor to issue a patent to Aaron Foster for certain Michigan Road lands in Laporte county.....	62	90, 198, 214	257	360	388	412	Forrester.
✓ 17	A bill to enable landlords and tenants, landlords and lessees, to contract with each other so as to secure the rights of each.....	62	90, 389					Gregory.
✓ 18	A bill to confirm and make valid sales of real estate in the State of Indiana, made by trustees, and by domestic and foreign executors.....	63	90, 389, 427	428	695	695	714	Forrester.
✓ 19	A bill to amend section 6 of an act entitled "an act regarding estrays and articles adrift," approved June 16, 1852.....	63	90, 120, 179	340				Brown.
✓ 20	A bill supplemental to "an act to enforce the 13th article of the Constitution," approved June 18, 1852, in relation to evidence in cases under said act, and prohibiting the bringing of negroes into the State, and prescribing the penalty therefor.....	63	90					Packard.
✓ 21	A bill to amend section 46 of "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith," approved March 11, 1851.....	63	91, 281, 327	328	695	695	715	Atkinson.
✓ 22	A bill to amend section 27 of "an act regulating the granting of divorces, nullification of marriages, decrees and orders of court incident thereto," approved May 13, 1852.....	63	91, 496					Bird.
✓ 23	A bill to fix the succession of title of real estate held by county and district agricultural societies.....	63	91, 193, 199	301				Given.
✓ 24	A bill to amend an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the estab-	64	91, 359, 438	429				Anderson.

25	ishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.	64	91, 541,.....	.....	.....	Woodruff.		
26	A bill authorizing supervisors of roads to remove fences and buildings standing near public highways, on streams and water courses, and to assess damages for losses occasioned thereby.....	64	92, 313, 402, 403, 519.....	.....	.....	Lenmon, of Spencer.		
27	A bill fixing the time for holding the next terms of the several circuit courts in the third judicial circuit, and repealing all laws in conflict therewith	85	85, 86, 87, 88.....	88	94	147	NiBlack.	
28	A bill providing for calling special sessions of boards of county commissioners.....	88	105, 213, 301, 461.....	462	700	695	715	Waterman.
29	A bill to amend an act entitled "an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act approved February 26, 1857," which latter act was approved March 9, 1861.....	88	107, 120, 302.....	302	422	425, 436.....	439	Lamb.
30	A bill to amend the 37th section of an act entitled "an act defining misdemeanors, and prescribing punishment therefor,".....	89	107, 120.....	303	.....	.....	.....	Miller.
31	A bill to amend an act permitting witnesses who are parties to an action to testify in their own behalf.....	89	108, 463, 533, 534.....	.....	.....	.....	.....	Wolfe.
32	A bill authorizing the issuing of attachments for violation of injunctions.....	90	108, 177, 214.....	303	.....	.....	.....	Packard.
33	A bill to amend an act entitled "an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto," approved March 9, 1857.....	102	119, 419, 463, 592, 729.....	.....	.....	.....	.....	Higgins.
34	A bill to amend section 447 of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity,".....	102	119, 280.....	.....	.....	.....	.....	Atkison.
35	A bill to prohibit clerks of circuit and common pleas courts from practicing law in the courts of which they are clerks.....	103	119, 282.....	.....	.....	.....	.....	Spencer.
36	A bill to amend the 5th section of an act entitled "an act to provide for the more uniform mode of doing township business, prescribing the duties of certain officers in connection therewith, and to repeal all laws conflicting with this act,".....	103	119, 230, 334, 335, 507, 508, [509]	.....	.....	.....	.....	Hosletter.
37	A bill to provide for a registry of voters, and to declare their residence and to punish fraudulent practices touching elections.....	103	175, 226, 237.....	.....	.....	.....	.....	Gregg.
38	A bill to amend the 23d section of an act entitled "an act for the relief of the Indiana University, and to increase and extend its benefits by providing for the sale of the lands granted by the United States for the use of the said University, regulating the application of the proceeds of the sales thereof, and prescribing the duties of the officers therein mentioned in relation thereto.....	103	175.....	.....	.....	.....	.....	Tarkington.
39	A bill to protect live stock along the line of railroads in this State, and prescribing the punishment of certain persons therein named.....	103	175.....	.....	.....	.....	.....	Gregory.
40	A bill to amend "an act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852.....	104	175, 282, 283.....	.....	.....	.....	.....	Noyes.
	A bill to repeal section 2 of an act entitled "an act to amend section 11 of an act entitled "an act to establish Courts of Common Pleas, and de-							

BILLS OF THE HOUSE—Continued.

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Number.	TITLE.	TITLES.					By whom introduced.
		Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	
41	fining the jurisdiction and duties of, and providing compensation for, the judges thereof, approved May 14, 1852, so as to extend the jurisdiction of said Court in certain cases".	104	176, 283, 284, 403, 404.	.....	.....	.....	Brown.
42	A bill providing for the more effectual enforcement of the 13th article of the State Constitution, defining what shall be contempt thereof, and declaring such contempt in certain cases to be felony, and providing punishment therefor.	105	176.	.....	.....	.....	Barton.
43	A bill to enforce the 13th article of the Constitution of the State of Indiana.	104	176.	.....	.....	.....	Anderson.
44	A bill to secure the rights of married women to real estate sold upon execution.	104	176.	.....	.....	.....	Puett.
45	A bill to amend the 6th section of an act to fix the times of holding the Common Pleas Courts in the several counties of the State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith, approved March 5, 1859.	108	176, 212, 328, 329.	329	563	613	Perry.
46	A bill in relation to the contracts of landlords and tenants, and those holding under them.	108	184, 212.	.....	.....	.....	Gregory.
47	A bill to repeal the 18th section of "an act regulating descents and the apportionment of estates".	116	184, 307, 308	.....	.....	.....	Spencer.
48	A bill to legalize the acts of certain civil officers in this State who have entered the military service of the United States, and whose duties have been discharged by deputies during their absence.	116	184, 390, 499, 601.	602	.....	.....	Kemp of Deloils.
49	A bill to prohibit judges of the Common Pleas Court of this State from practicing as attorneys in any of the inferior Courts within their districts respectively.	116	185, 282, 404.	404	695	696	Spencer.
50	A bill to amend the 4th and 6th sections of an act entitled "an act prescribing the powers and duties of Coroners," approved May 27th, 1852.	116	185, 230.	.....	.....	.....	Lennon of H.
	A bill requiring railroad companies in the State of Indiana, to keep on hand and furnish, on reasonable notice being given by persons offering to ship live stock, or other freights over their railroads, or to or from any stations or place of shipment thereon, a sufficient number of locomotives, freight cars and other rolling stock, to transport such freight						

51	without delay, and making corporations failing to furnish transportation, liable for damages resulting from such failure.....	116	185, 503, 504.....					Kilgore.
52	A bill amending the first section of an act entitled "an act to exempt property from sale in certain cases,".....	117	185, 229.....					Reitz
53	A bill to amend the law in relation to marriages, and authorize County Records to issue licenses therefor.....	117	185, 200.....					Morgan.
54	A bill requiring all corporations formed or which may be hereafter formed, for the purpose of constructing, owning, controlling or operating a railroad in this State to elect three-fourths of the members of their Boards of Directors from stockholders resident in this State, and affixing certain penalties for non-compliance with the provisions of this act.....	117	186.....					Kilgore.
55	A bill to authorize County Treasurers to offer lands delinquent for taxes for sale at the Auditor's office.....	117	186, 195, 214, 259, 309, 329, [330]	330				Leeds.
56	A bill to amend section 1 of an act "to exempt property from sale in certain cases;" approved February 17, 1852.....	117	186, 220.....					Lasselle.
57	A bill to provide that real tax shall be worked out before the first day of August in each year.....	117	186, 547.....					Waterman.
58	A bill to provide that the value of United States Government stamp duties required and used on original process, certificates, bonds, appraisements, deeds of conveyance by sheriff, and on other instruments, shall, in all actions, be taxed and collected as other costs in said action.....	117	186, 283.....	405	672	685	715	Garvin.
59	A bill to amend section 80 of the practice act of the revised code of 1852.....	118	186, 285.....	405				Lasselle.
60	A bill to empower Sheriffs to offer lands and other property for sale on execution at the door of the Clerk's office.....	118	186, 196, 214.....	304	547			Leeds.
61	A bill to amend sections 3, 5, 7 and 9 of an act entitled "an act to enforce the 13th article of the Constitution;" approved June 18th, 1852.....	118	187.....					Lasselle.
62	A bill to amend section 33 of an act entitled "an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, County Treasurers and Auditors, Treasurers and Auditors of State;" approved June 21, 1852.....	128	187.....					Abbett.
63	A bill repealing section 28 of chapter 6 of the "act defining felonies, and prescribing punishment therefor;" approved June 10, 1852, and defining the crime of arson and prescribing punishment therefor, and punishment for any injury to any person resulting from arson.....	131	188, 309.....	407				Packard.
64	A bill providing for the taxing of dogs, and for the payment of damages sustained in the maiming and killing of sheep by dogs, and providing penalties for the violation of any of the provisions of said act by officers and others, and also repealing an act licensing dogs, approved March 11, 1861.....	131	188, 359, 483, 615.....					Shoaff of Allen.
65	A bill to amend section 17 of an act entitled "an act regulating descents and the apportionment of estates," approved May 14, 1852.....	131	188, 982.....					Mutz.
66	A bill to amend the act entitled "an act to incorporate the Wabash Navigation Company," approved June 13, 1846, and to authorize the said company to raise money, when necessary, to make repairs on their works.....	132	188, 310.....					Higgins.
		132	188, 214, 305.....	327	678	692, 697	715	Niblack.

BILLS OF THE HOUSE—Continued.

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Number.	TITLES.	By whom introduced.					
		Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.
67	A bill to amend section 4 of an act entitled "an act to regulate interest on money," and to repeal an act entitled "an act concerning interest on money," approved May 27, 1852, the first section of the "act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852, and all other laws and parts of laws in conflict therewith," approved March 7, 1861.	132	189, 497.	.....	.....	.....	.....
68	A bill to amend the 27th section of an act entitled "an act defining misdemeanors, and prescribing punishment therefor."	132	189, 414.	.....	.....	.....	Wolfe.
69	A bill to regulate the duties of the State Librarian.	132	189, 906, 331, 332.	331	702	707.	Miller.
70	A bill to amend section 6 of an act entitled "an act regulating the granting of divorces, nullification of marriages, and decrees and orders of court thereto," approved May 13, 1852.	133	189, 369, 461.	.....	.....	.....	Anderson.
71	A bill to amend section 137 of an act entitled "an act to provide for the valuation and assessment of the real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.	133	189, 463.	.....	.....	.....	Johnson.
72	A bill to amend an act entitled "an act defining misdemeanors and prescribing punishment therefor," approved June 14, 1852.	133	189, 414.	415	.....	.....	Anderson.
73	A bill to repeal an act to ascertain the amount of the fees and salaries of certain officers, and to provide punishment for a violation of its provisions.	133	190, 352.	.....	.....	.....	Burton.
74	A bill to authorize the several Boards of County Commissioners to purchase ground and to erect monuments to deceased soldiers.	164	190.	.....	.....	.....	Lasselle.
75	A bill to provide for the inspection of Petroleum oils for illuminating purposes, marking and branding the same, prescribing penalties for selling without inspection, or for falsely branding the cask, package, or barrel containing the same, or for violating any of the provisions of this act, and for the appointment of inspectors and deputies, prescribing their duties and terms of office, and imposing penalties for inspectors or deputies trading in any article they are appointed to inspect.	164	190, 391, 509.	510	709	708.	Gregory.
76	A bill to compel railroads, as common carriers, to carry freight.	169	191.	.....	.....	.....	Mutz.
77	A bill erecting the 16th Judicial Circuit, providing for a Judge thereof, making all process returnable thereto, fixing the commencement and						Mason.

78	length of terms of courts, and attaching the county of Huntington to the 10th Judicial Circuit.....	169	191, 586, 587, 729.	.....	.....	.....	Griffith.
79	A bill to enable the owners of wet lands to drain and reclaim them where the same cannot be done without affecting lands of others.....	170	191, 371.....	429	686	715	McCaughy.
80	A bill to prohibit clerks of the Circuit Courts and Courts of Common Pleas, and their deputies, from practicing law in any of the courts of which they are clerks.....	170	191, 308, 418, 419, 510.....	.....	.....	.....	Leeds.
81	A bill to exempt vendors of real and personal property, sold and transferred on the first day of the year, from assessment for taxation, or liability to the payment of taxes on the same.....	170	191, 729.....	.....	.....	.....	Ferris.
82	A bill to amend the first section of an act entitled "an act to organize a Supreme Court, and prescribing certain duties of the Judges thereof," approved May 13, 1852, and to district the State for the purpose of electing five Judges of the Supreme Court.....	170	191, 349, 430.....	.....	.....	.....	Brown.
83	A bill to amend the first section of an act entitled an act to amend the 6th section of an act providing for the organization of county boards, and prescribing some of their powers and duties," which first above mentioned act was approved June 17, 1852; that said second mentioned act was approved February 16, 1859; which said last mentioned act was approved March 9, 1861.....	170	192, 285, 286, 407.....	408	695	715	Spencer.
84	A bill to amend the 21st section of "an act prescribing the duties of justices of the peace in State prosecutions, and to enable justices to obtain mileage in making returns," approved March 1, 1855, and prescribing a penalty for neglecting to perform the duties therein required.....	171	192, 308, 309, 408.....	409	.....	.....	Higgins.
85	A bill to repeal the 18th section of an act entitled "an act regulating debts and apportionment of estates,".....	171	192, 416.....	.....	.....	.....	Miller.
86	A bill to amend an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof," approved March 5, 1859, and to repeal section 14 of said act.....	171	192, 307, 618, 619, 713.....	.....	.....	.....	Ferris.
87	A bill to provide for the publication of notice of the pendency of a civil action against persons whose residence is unknown.....	181	192, 417.....	.....	.....	.....	Niblack.
88	A bill defining what shall constitute an assault, and prescribing the punishment therefor.....	181	192, 413.....	433	.....	.....	Newman.
89	A bill to amend the 5th section of an act entitled "an act to prevent the issuing and circulation of unauthorized paper currency, and prescribing penalties for the issuing or failing to redeem any such currency, and to punish the putting away of broken bank notes, or notes of banks which have suspended specie payment,".....	181	182, 193, 417, 419.....	.....	.....	.....	Milroy.
90	A bill to amend the 26th section of an act entitled "an act providing for the election and appointment of supervisors of highways,".....	182	193, 370, 510, 729.....	.....	.....	.....	Hershey.
91	A bill to authorize persons owning real estate situate in counties in which they do not reside, to pay the taxes levied on such real estate to the Treasurer of State.....	182	193, 390.....	.....	.....	.....	Lamb.
	A bill to provide compensation to the owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad company in this State, and to enforce the collection of judgments rendered on account of the same, and to repeal all laws inconsistent therewith.....	183	193, 194, 499, 506, 507, 568, [569, 570]	602	661	691	(Given.)

BILLS OF THE HOUSE—Continued.

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
92	A bill in relation to the collection of delinquent taxes by County Treasurers	133	194, 930, 335, 504					Hardin of Perry.
93	A bill to accept the provisions of an act of Congress entitled "an act donating public lands to the several States and territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, to assent to the conditions contained in said act, and to appoint a commissioner on the part of the State to receive the land scrip under the grant, and to provide for the sale of such land scrip.	187	194, 712					Miller.
94	A bill to authorize railroad companies incorporated by other States with their terminus at the boundary line of the State of Indiana, to acquire the right of way, and to construct and extend their roads so as to make connections with railroads in the State of Indiana, and also to acquire and hold the necessary real estate for side tracks, switches, depot buildings, machine shops and stock yards.	206	919, 469, 470, 471, 593	593	638	652, 692	716	Niblack.
95	A bill to fix the time of holding the courts of common pleas in the counties of Adams, Wells, Huntington and Allen, and the duration of the terms thereof, and making all process from the present common pleas court returnable to such terms, and declaring when this act shall take effect.	206	220, 332, 333	332	695	697	715	McCaughy.
96	A bill to amend the 70th section of the law regulating the assessment of taxes.	207	220, 313, 409, 410, 712					Budd.
97	A bill to repeal an act entitled "an act to establish courts of conciliation, to prescribe rules and proceedings therein, and compensation of judges thereof," approved June 11, 1852, chapter 3 of Revised Statutes of 1852	217	992, 360	434				Gregory.
98	A bill to legalize the sale of certain Congressional School Lands.	217	292, 413					Pettibone.
99	A bill to re-enact the 23rd section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.	217	292, 464					Miller.
100	A bill to amend an act entitled "an act to provide for the opening, vacating, and change of highways," approved June 14, 1852.	218	292, 712					Barton.
101	A bill to amend an act entitled "an act providing that no justice shall hear and determine any State prosecution for an assault and battery, or							

assault, unless the injured party be present, or being summoned, refuses to attend, or when the summons for him is returned "not found," and that no trial shall be had in cases of affray, unless a witness there- of be present and testify upon such trial, or being summoned, refuses to attend," approved February 7, 1852.	218	203, 464, 465	.....	.....	.....	Given.
A bill fixing an equivalent for exemption from military duty, on account of conscientious scruples, and providing for the collection of the same...	218	203, 466, 603, 604	.....	.....	.....	Woollen.
A bill to amend "an act, providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith," approved June 4, 1861	218	203, 595.	.....	.....	.....	Noyes.
A bill prescribing part of the duties of County Auditors, Treasurers and Supervisors of roads, in relation to road tax, and repealing all laws coming in conflict with this act.	218	203, 632.	.....	.....	.....	Waterman.
A bill relative to the salaries of public officers, and providing the manner of paying the same, and repealing laws therein named.	218	203, 711.	.....	.....	.....	O'Brien of Hamilton.
A bill to amend an act "entitled an act to encourage the destruction of wolves," approved June 9, 1852.	219	203, 358, 359, 516.	.....	.....	.....	Cass.
A bill for the relief of Nimroch Berry	260	203, 391.	436	695	697	Lake.
A bill to amend the 16th section of an act entitled "an act providing for the organization of county boards, and prescribing some of their powers and duties," approved June 17, 1852.	260	203, 394, 358.	.....	.....	.....	Spencer
A bill for the relief of borrowers of the sinking fund, and to amend section 1 of "an act for the relief of borrowers of the sinking fund," approved March 9, 1861.	260	204, 483, 484.	484	710	708	Miller.
A bill to amend section 1 of an act entitled "an act to amend section 3 of an act entitled 'as act for the regulation of weights and measures,' approved February 28, 1855.	260	204	411	688	696	Roberts.
A bill to provide for the transfer of sinking fund mortgages to counties which are entitled to dividends of said fund, and prescribing the duties of certain officers, and persons wishing such transfer; and repealing all laws and parts of laws coming in conflict with this act.	260	204, 565, 604, 605.	.....	.....	.....	Waterman.
A bill to amend section 119 of an act entitled "an act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors", and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved January 21, 1852.	260	204, 351, 438, 543.	.....	.....	.....	McCaughy.
A bill to amend section 14 of an act entitled "an act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of their roads.	261	205, 712.	.....	.....	.....	O'Brien of Hamilton.
A bill entitled an act requiring recorders to certify to their records of deeds, mortgages, and other instruments admissible to record.	261	205, 358.	437	695	697	Miller.
A bill to amend an act entitled "an act to provide for the protection of wild game, defining the time in which the same may be taken or killed, and declaring the penalty for the violation of this act."	261	205	.....	.....	.....	Holcomb.
A bill to amend the 7th section of an act entitled "an act to provide for the						

BILLS OF THE HOUSE.—Continued.

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
117	election of a Reporter and a speedy publication of the decisions of the Supreme Court, and for the compensation of such Reporter," approved February 5, 1852.....	261	295, 412, 438, 439, 460, 605	.....	.....	.....	.....	Howe.
118	A bill to authorize the transfer of the Congressional Township School Fund, which accrued from the sale of school lands within the territory now forming the county of Newton, to said county from the county of Jasper.....	264	295, 357	440	688	708, 709.....	736	Packard.
119	A bill to amend the 12th section of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof.....	264	296, 469, 503, 605, 606.....	.....	.....	.....	.....	Van Baskirk.
120	A bill to amend section 11 of an act entitled "an act to fix the times of holding the Common Pleas Courts in the several counties of this State, the duration of the terms thereof, and making all process from the present Common Pleas Courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent herewith," approved March 5, 1850, and providing for the return of process to the terms fixed by this act, and declaring when this act shall take effect.....	264	296, 351, 441.....	412	.....	.....	.....	Shaffer.
121	An act to amend section 11 of an act entitled "an act providing for the election and prescribing certain duties of county surveyor," approved June 17, 1852.....	265	296, 358, 442, 545, 606, 710	.....	.....	.....	.....	Robertis.
122	A bill to prohibit and punish arbitrary arrests.....	265	297, 645, 646, 647, 729	.....	.....	.....	.....	Lasselle.
123	A bill amending an act entitled "an act to provide for the more uniform mode of doing township business," &c., approved February 18, 1850.....	265	297.....	.....	.....	.....	.....	Burton.
124	A bill to amend section 47 and 49 of an act entitled "an act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852.....	265	297, 422, 424, 425.....	511	.....	.....	.....	Lasselle.
125	A bill to amend section 2 of "an act prescribing the duties and fixing the compensation of State Agent," approved June 17, 1852.....	265	296, 267, 297, 729.....	.....	.....	.....	.....	Packard.
126	A bill to amend an act entitled "an act for the incorporation of insurance companies, defining their powers and prescribing their duties," approved June 17, 1852.....	277	297, 712.....	.....	.....	.....	.....	Niblack.
	A bill to amend section 9 of an act entitled "an act providing for the elec-							

127	tion and qualifications of justices of the peace, and defining their jurisdiction, powers and duties in civil cases," approved June 9, 1852. A bill to secure the service of process against corporations created by the laws of other States in actions against such corporations pending, or which may hereafter be brought in the Courts of this State, where such corporations have no officer or person doing business in the counties of this State, where actions may be pending or may be commenced.....	278	297, 417	.....	.....	.....	Lamb.
128	A bill authorizing recorders to demand their fees in advance.....	278	297, 496	.....	.....	.....	Given.
129	A bill to provide that the laws of the State, regulating the salaries of officers, shall not be so construed as to permit the public officers thereof to receive their salaries in advance, and repeal all laws coming in conflict with this act.....	278	297	443	.....	.....	Miller.
130	A bill to give additional powers in civil and criminal actions to the judges of the Circuit and Common Pleas Courts during vacation.....	278	298, 352	444	710	736	Waterman.
131	A bill to amend the 16th section of an act "to provide for a general system of common schools, the officers thereof, and their respective powers and duties and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	278	298, 465	606	.....	.....	Howk.
132	A bill to amend the 1st section of "an act to authorize Boards of Commissioners of the several counties in the State of Indiana, and the authorities of an incorporated city or town in said State, to make appropriations in certain cases, and to legalize certain appropriations therein specified," approved May 11, 1861.....	278	298	.....	.....	.....	Hall.
133	A bill to amend the 20th section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms in criminal actions in the Courts of this State," approved June 17, 1852, and to authorize prosecuting and district attorneys to administer oaths and take and certify affidavits in certain cases.....	279	298, 355, 356, 357	.....	.....	.....	Gregory.
134	A bill to legalize sales of real estate heretofore made by administrators and guardians and proceedings of the Courts in relation thereto.....	279	298, 415, 416	445	.....	.....	Howk.
135	A bill to amend section 13 of "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	279	298, 401	.....	.....	.....	Given.
136	A bill to amend section one of "an act for the relief of borrowers of the Sinking Fund, and to repeal the 4th section, and so much as applies to the Sinking Fund, of the whole act entitled 'an act to extend to borrowers of the Sinking Fund, Surplus Revenue Fund, Congressional School Fund, and other funds, time of payment of loans, and prescribing the duties of the officers in regard thereto,' approved March 3, 1859, and prescribing how mortgages may be substituted, and containing some provisions respecting the Sinking Fund, and its control and management, and matters properly connected therewith," approved March 9, 1861.....	290	342, 644	.....	.....	.....	Gregory.
137	A bill supplemental to "an act regulating interest on money," approved May 27, 1852; the 51st section of the "act defining misdemeanors, and	290	343, 671	Moorman.

BILLS OF THE HOUSE—Continued.

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Number.	TITLE.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
138	prescribing punishment therefor," approved June 14, 1852, and all other laws and parts of laws coming in conflict with this act, approved March 7, 1861.....	290	343, 497, 697, 608.....	.....	.....	.....	.....	Forrester.
139	A bill to raise a revenue for State purposes for the years 1863 and 1864.....	290	343.....	.....	.....	.....	.....	Brown.
140	A bill to authorize the chairmen of investigating committees, appointed by either House, or by both Houses of the General Assembly, to administer oaths to witnesses testifying, or called to testify before such committee.....	307	343, 379, 380.....	435	702	708	736	Niblack, Chairman of Committee of Ways and Means.
141	A bill to create an Executive Council, and defining the duties thereof.....	318	318, 319, 320.....	320	360	388	412	Niblack.
142	A bill to amend the 656th and 661st sections of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in civil cases, in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice, in a uniform mode of pleading and practice, without distinction between law and equity," approved June 12, 1852.....	321	321, 343, 344, 729.....	.....	.....	.....	.....	Hanna.
143	A bill to authorize county auditors to issue fee bills in certain cases therein named.....	322	344, 402.....	608	686	696	716	Garvin.
144	A bill to amend the 4th section of "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	322	344, 468.....	608	700	697	716	Lamb.
145	A bill for the relief of George Arnold.....	322	344.....	.....	.....	.....	.....	Moorman.
146	A bill to provide for the appointment of attorneys and assistant prosecutors to prosecute the pleas of the State in the circuit and common pleas courts in certain cases, and for the appointment of counsel for prisoners, when such prisoners are unable to pay such counsel, and to provide for the payment of such appointees, and to repeal all laws coming in conflict with this act.....	322	344, 396.....	445	710	.....	.....	Beyerle.
147	A bill to amend an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the	322	344, 698.....	.....	.....	.....	.....	Waterman.

148	administration of justice in a uniform mode of pleading and practice without distinction between law and equity," approved June 18, 1852.	323	345, 459	534	688	696	716	Garvin.
149	A bill to more effectually prevent injury to grain while growing in fields or standing in stacks or ricks, prescribing punishment therefor, and providing for the detection of persons guilty of committing such injuries...	324	345, 539					Newman.
150	A bill supplemental to an act entitled "an act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical and building purposes," approved May 20, 1852, and to repeal the 11th and 14th sections of said act...	324	345, 471, 472, 609	610	665	674, 675	691	Howk.
151	A bill providing for the election of officers therein named connected with the State Prison North, regulating the time of holding and the salaries of the same, and to repeal the 10th section of an act entitled "an act to provide for the erection of a new prison north of the National Road, election of officers therefor, and making appropriations, and for the regulation of the same," approved March 5, 1850	333	454, 610, 611					Higgins, from Committee on Fees and Salaries.
152	A bill authorizing the board of commissioners of the sinking fund to liquidate the debt of the Indiana State University to the Sinking Fund, incurred for the erection of the college building...	334	454					Lemmon of Harrison, Chairman of Committee on Sinking Fund.
153	A bill signifying the assent of the State of Indiana to the conditions and provisions of an act of Congress entitled "an act donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts," approved July 2, 1862, and to express the State's acceptance of said conditions and provisions, and for accepting the scrip offered by the act of Congress, and for its sale and investment in the State of Indiana bonds or stocks, for the endowment of an Agricultural College.	370	455					[Agriculture. Committee on Agriculture.] Milroy, Chairman of Gregory.
154	A bill to amend the 3d section of an act to regulate and license the sale of spirituous, vinous, malt, or other intoxicating liquors, &c.	383	455, 713					Davis.
155	A bill to provide for a committee to audit and allow claims against the State for services rendered by the officers and men of the Indiana Legion, the militia organized under the proclamation of the Governor, dated September 5, 1862, in the defense of the Ohio river border of this State, and defining the powers and duties of said committee.	383	383, 455, 583					Hanna.
156	A bill to license and regulate the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for the violation thereof.	384	455, 456, 457					Hetfield.
157	A bill to regulate toll and fare on the bridges of the Wabash, and in particular the Covington bridge.	384	457, 713					Hetfield.
158	A bill to fix and regulate the fare and toll on railroads in this State.	384	457, 712					Hetfield.
159	A bill for the protection of sheep, and taxing the owners of dogs to pay the owners of sheep that may be destroyed by dogs.	384	457					Morgan.
160	A bill to amend an act entitled "an act to provide for the opening, vacating, and change of highways," approved June 17, 1852.	384	457					Woodruff.
			457, 596					

BILLS OF THE HOUSE—Continued.

Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
161	A bill to amend the 22d section of an act entitled "an act concerning inclosures, trespassing animals, and partition fences," approved June 4, 1852.	384	457, 506					Spencer.
162	A bill in relation to certain officers of the Sinking Fund.	385	458, 711					Johnson.
163	A bill to authorize the Board of County Commissioners to declare when any incorporated town or townships fail to elect trustees for the term of two years preceding the incorporation thereof dissolved, and prescribing the duties of the county auditor in such cases.	385	458, 713					Given.
164	A bill to amend the 8th section of "an act to amend the act entitled 'an act authorizing the construction of plank, McAdanized, and gravel roads, and empower the same to make sale of a portion of their roads,'" approved February 28, 1855.	385	458, 549					Donaldson.
165	A bill to amend section 1 of an act entitled "an act to exempt property from sale in certain cases," approved February 17, 1852.	385	458					Milroy.
166	A bill supplemental to an act entitled "an act to provide for township elections," approved June 15, 1852.	385	458, 712					Waterman.
167	A bill to entitle special assistant surgeons, who have been sent to battle-fields and hospitals in cases of emergency to draw pay for the time they were absent upon such special duty.	385	458, 473, 505					Leeds.
168	A bill to repeal an act entitled "an act to license dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs, declaring under what circumstances they may be killed, and prescribing a punishment for killing licensed dogs, and to provide penalties for the violation of any provisions of said act by officers and others," approved March 11, 1861.	385	458					Barton.
169	A bill prohibiting any person from entering upon the lands of another without the consent of the owner or occupant; and fixing the punishment for a violation of the provisions of said act.	386	482, 565					Mutz.
170	A bill to amend the 1st section of an act entitled "an act to amend the 4th section of an act entitled 'an act to fix the time of holding the common pleas courts in the several counties of this State, the duration of the terms thereof, and making all process from the present common pleas courts returnable to such terms, and declaring when this act shall take effect, and repealing all laws inconsistent therewith,'" approved March 5, 1859, and providing for the return of process to the terms							

171	A bill to amend section 2 of an act entitled "an act in relation to county auditors," approved May 31, 1852, and increasing the amount of the penalty for the bonds of county auditors.....	356	482.....	.....	.....	Howk.
172	A bill to provide for the regulation of fare charged by railroad corporations or companies, for transportation of passengers on railroads, and prescribing penalties for the violation of this act.....	356	482, 546.....	.....	.....	O'Brien of Hamilton.
173	A bill to amend sections 152, 173, 199, 322 and 578 of chapter 1 of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity;" approved June 18th, 1852;" approved February 24, 1855.....	356	484, 544.....	.....	.....	Ferris.
174	A bill to amend section 1 of an act entitled "an act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers and duties in civil cases," approved June 9, 1852.....	356	484, 642.....	.....	.....	Niblack.
175	A bill to amend sections 78 and 84 of an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and to establish town-ship libraries, and to repeal all laws inconsistent therewith;" approved March 11, 1861.....	357	485, 545, 571, 729.....	.....	.....	Humphreys.
176	A bill to authorize constables to administer all oaths necessary in the discharge of their official duties.....	357	485, 642.....	.....	.....	Howard.
177	A bill supplemental to "an act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances, and repealing all laws in conflict therewith;" approved June 4, 1861.....	357	485, 547.....	.....	.....	Hosettter.
178	A bill repealing section 9 of an act entitled "an act defining certain felonies and misdemeanors, and prescribing punishment therefor, and providing for certain evidence on part of the State;" approved February 22, 1861.....	357	485.....	.....	.....	Packard.
179	A bill amending the providing clause of section 32, and repealing the first clause of section 33 of an act entitled "an act regulating the fees of officers, and repealing former acts in relation thereto;" approved March 2, 1855.....	357	485, 538.....	.....	.....	Harney.
180	A bill to amend an act entitled "an act to amend sec. 467 of an act entitled "an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity;" approved June 18th, 1852;" approved February 24, 1855.....	357	485, 540.....	.....	.....	Kemp of Dubois.
181	A bill to amend the 1224 section of an act entitled "an act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers and duties in civil cases;" approved June 9, 1852.....	359	486.....	.....	.....	[aries. of Fees and Sala- [uan of Committee Humphreys, Chair-
182	A bill to amend sections 12, 13, 25, 32, 33, 43, 97, 107, 125, 136 and 152, and	394	486, 544.....	Woodruff.

BILLS OF THE HOUSE—Continued.

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
✓ 183	to repeal section 137 of an act entitled "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith."	394	486.....					Griffith.
✓ 184	A bill authorizing County Commissioners to prevent the running at large of hogs under certain restrictions, and prescribing penalties therefor.	395	486, 546.....					Jones.
✓ 185	A bill amending section 2 of an act entitled "an act to regulate the sale of swamp lands donated by the United States to the State of Indiana, and to provide for the draining and reclaiming thereof, in accordance with the conditions of said grant," approved May 9, 1852.....	395	486, 630.....					Griffith.
✓ 186	A bill to amend section 8 of an act entitled "an act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852.....	395	486, 632.....					Morgan.
✓ 187	A bill to amend section 1 of "an act to authorize the formation of companies for the detection and apprehension of horse thieves, and other felons, and defining their powers," approved March 9, 1852.....	420	487, 539, 542.....					Ferris.
✓ 188	A bill to apportion Senators and Representatives for the next six years.....	426	426, 427, 512, 710.....					Donaldson, Chairman Special Committee.
✓ 189	A bill to amend the — section of an act entitled "an act to provide a treasury system for the State of Indiana: for the manner of receiving, holding and disbursing the public moneys of the State, and for the safe keeping of public moneys," which act became a law March 11, 1859.....	431	432.....					Given.
✓ 190	A bill for the relief of Samuel H. Patterson, late lessee of the Indiana State Prison.....	448	487.....					Howk, Chairman of Committee on Judiciary.
✓ 191	A bill to amend an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	450	487, 711.....					Mason.
✓ 192	A bill fixing the times of holding the several terms of the Common Pleas Courts in the second Common Pleas District, prescribing the length of said terms and repealing all laws in conflict therewith.....	451	520.....					Niblack.
	A bill to amend the 42nd section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil							

193	cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.....	451	520, 729.....	.....	.....	Milroy.
194	A bill to provide for procuring and distributing the fourteenth volume of the Indiana Reports.....	451	521.....	.....	.....	Howe.
195	A bill defining felonies and prescribing punishment therefor.....	451	521, 642.....	.....	.....	Ferris.
196	A bill to better regulate the appointment of surgeons for the Indiana Volunteer Regiments now in the service of the United States, and which may hereafter be raised for the suppression of the present rebellion.....	451	521, 570.....	.....	.....	Blocher.
197	A bill providing for the assessment and taxation of dogs, and providing for the payment of damages sustained in the maiming or killing of sheep by dogs; declaring persons who own or keep dogs and refuse to list the same, and persons who have listed dogs and who neglect or refuse to pay the taxes thereon guilty of maintaining and continuing a public nuisance, and prescribing penalties in such cases, and prescribing duties of assessors and auditors under this act.....	451	521, 586.....	.....	.....	Lamb.
198	A bill to amend sections 100 and 101 of an act entitled "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	452	521, 633.....	.....	.....	Humphreys.
199	A bill to prevent persons from owning, keeping, or harboring any dog or bitch for which no license has been taken out, and prescribing the punishment therefor.....	452	521, 586, 712.....	.....	.....	Newman.
200	A bill concerning the sale of baggage and other articles by railroad companies.....	452	522.....	.....	.....	Tarkington.
201	A bill to amend an act entitled "an act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7, 1852.....	452	522, 612.....	.....	.....	Bevetle.
202	A bill to amend section 42 of "an act to provide a general system of common schools, the officers thereof, and their respective powers and duties and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	452	522, 711.....	.....	.....	Ferris.
203	A bill to provide for the change of venue in certain cases from the common pleas court to the circuit court of the same county, conferring jurisdiction on such circuit courts, repealing as to the common pleas court all laws in conflict herewith, and declaring when this act shall take effect.....	452	522, 720.....	.....	.....	Lasselle.
204	A bill to amend section 23 of an act entitled "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.....	453	522, 645.....	.....	.....	Lasselle.
	A bill to amend section 716 of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and					

BILLS OF THE HOUSE—Continued.

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Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
205	to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.	453	522, 643.....					Lasselle.
206	A bill fixing the time of holding the several Circuit Courts in the 3d Judicial Circuit, prescribing the length of said terms, and repealing all laws inconsistent therewith.	453	522.....					Niblack.
207	A bill to amend section 5 of an act entitled "an act to regulate and license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prohibit the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and providing penalties for violations thereof," approved March 5, 1859.	453	523, 618, 619, 651.....					Niblack.
208	A bill to empower insurance companies, not incorporated under the laws of this State, to transact business in this State through agents, and prescribing the terms and modes thereof.	453	523, 713.....					Niblack.
209	A bill limiting actions on forfeited recognizances.	476	523, 537.....					Niblack.
210	A bill entitling attorneys to liens on judgments for their services.	476	523, 539.....					Miller.
211	A bill supplemental to an act entitled "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.	276	523, 711.....					Kendrick.
212	A bill ceding to the United States of America jurisdiction over certain lands and their appurtenances in the county of Floyd, and exempting the same from taxation.	477	523.....					Howk.
213	A bill to authorize and empower the school corporations of any incorporate town or city in the State of Indiana to borrow money for the purchase of grounds upon which to construct school houses, and for the construction of school houses on the same, and to authorize and empower such school corporations to issue bonds for such borrowed money, and providing a special tax for the payment of such bonds, and the interest thereon.	477	523, 713.....					Spencer.
214	A bill to amend the 45th section of an act entitled "an act to provide for the opening, vacating, and change of highways," approved June 17, 1852.	477	524, 567.....					Blocher.
	A bill to amend the 3d section of an act entitled "an act to regulate and							

215	license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prevent the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof," approved March 5, 1850.....	478	524, 573.....	.....	.....	.....	Newman.
216	A bill to establish an Agricultural College to teach such branches of learning as are related to agriculture and the mechanic arts, military tactics, normal school instruction, and such other scientific and classical studies as the General Assembly, or the Board of Trustees of said College may direct, and to appropriate revenues for its endowment, support, and maintenance, and to provide a Board of Trustees for its management.....	478	526, 527.....	.....	.....	.....	Hall.
217	A bill to amend the 199th section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in criminal actions, in the courts of this State," approved June 17, 1852.....	478	527, 643.....	.....	.....	.....	Rippey.
218	A bill to repeal the 57th section of an act entitled "an act defining felonies and prescribing punishment therefor," approved June 10, 1852.....	478	527, 539.....	.....	.....	.....	Woodruff.
219	A bill to provide for the collection of the surplus revenue fund on loan at the State Treasury, and for the payment of the same over to the counties to which it belongs.....	478	527.....	.....	.....	.....	Waterman.
220	A bill to protect farmers and those engaged in stock raising from the unlawful conduct of sportsmen, and those engaged in hunting game on lands, farms and pastures without the owner's consent.....	478	527, 711.....	.....	.....	.....	Gregory.
221	A bill to enforce the 11th article of the State Constitution; prescribing the duties of certain officers thereabout and compensation therefor.....	479	527.....	.....	.....	.....	Cook.
222	A bill providing for the organization of the Indiana militia, for a military tax and for other matters properly connected with the militia of the State.....	479	479, 480, 481, 527, 619, 630, [631, 632, 623, 624, 625	.....	.....	.....	Hanna.
223	A bill to punish Sheriffs or other ministerial officers who, having gone out of office or shall hereafter go out of office, shall fail to return executions or other final process in their hands.....	481	528, 643.....	.....	.....	.....	Lasselle.
224	A bill to provide for the holding of terms, or days, or parts of terms of the several Circuit and Common Pleas Courts in this State in cases where the judges thereof fail to attend and hold courts, and to provide for the payment of the persons appointed to hold such courts in such cases, and repealing all laws and parts of laws coming in conflict with this act.....	481	528, 628.....	.....	.....	.....	Waterman.
225	A bill to amend section 52 of an act entitled "an act to authorize and regulate the business of general banking, passed the House and Senate of the General Assembly, the Governor's objection notwithstanding, on the 3d day of March, 1853.....	481	528, 711.....	.....	.....	.....	Lasselle.
226	A bill providing for the reduction of the par value of the shares of the capital stock of private corporations of this State.....	481	528, 537.....	.....	.....	.....	Howk.

license the sale of spirituous, vinous, malt, and other intoxicating liquors; to prevent the adulteration of liquors; to repeal all former laws contravening the provisions of this act, and prescribing penalties for violations thereof," approved March 5, 1850.....

A bill to establish an Agricultural College to teach such branches of learning as are related to agriculture and the mechanic arts, military tactics, normal school instruction, and such other scientific and classical studies as the General Assembly, or the Board of Trustees of said College may direct, and to appropriate revenues for its endowment, support, and maintenance, and to provide a Board of Trustees for its management.....

A bill to amend the 199th section of an act entitled "an act to revise, simplify, and abridge the rules, practice, pleadings, and forms, in criminal actions, in the courts of this State," approved June 17, 1852.....

A bill to repeal the 57th section of an act entitled "an act defining felonies and prescribing punishment therefor," approved June 10, 1852.....

A bill to provide for the collection of the surplus revenue fund on loan at the State Treasury, and for the payment of the same over to the counties to which it belongs.....

A bill to protect farmers and those engaged in stock raising from the unlawful conduct of sportsmen, and those engaged in hunting game on lands, farms and pastures without the owner's consent.....

A bill to enforce the 11th article of the State Constitution; prescribing the duties of certain officers thereabout and compensation therefor.....

A bill providing for the organization of the Indiana militia, for a military tax and for other matters properly connected with the militia of the State.....

A bill to punish Sheriffs or other ministerial officers who, having gone out of office or shall hereafter go out of office, shall fail to return executions or other final process in their hands.....

A bill to provide for the holding of terms, or days, or parts of terms of the several Circuit and Common Pleas Courts in this State in cases where the judges thereof fail to attend and hold courts, and to provide for the payment of the persons appointed to hold such courts in such cases, and repealing all laws and parts of laws coming in conflict with this act.....

A bill to amend section 52 of an act entitled "an act to authorize and regulate the business of general banking, passed the House and Senate of the General Assembly, the Governor's objection notwithstanding, on the 3d day of March, 1853.....

A bill providing for the reduction of the par value of the shares of the capital stock of private corporations of this State.....

A bill for the loaning and investment of the Sinking Fund, prescribing the manner of making such investment, and defining the duties of the Commissioners of the Sinking Fund, the Auditor and Treasurer of State in connection therewith, and to repeal an act entitled "an act for the investment, distribution and safe keeping of the fund, arising from the 113th and 114th sections of an act establishing a State Bank," approved January 8th, 1834, and providing for the purchase of bank bonds, and

BILLS OF THE HOUSE—Continued.

Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
227	prescribing the duties of certain officers therein named;" approved March 1, 1859.	491	528, 672					Nblack.
228	A bill to divide the State into Congressional Districts.	504	528					Stauffer.
229	A bill to provide for the revision of judgments, decrees, and orders of confirmation, obtained through fraud, crime and deceit.	506	528, 729					Gregory.
230	A bill supplementary to an act entitled "an act establishing general provisions respecting corporations," approved June 13, 1852.	506	529, 641					Miller.
	A bill to prevent persons from tearing down, removing, defacing or destroying any legal advertisement, handbills, or public notices; prescribing punishment for a violation of this act, and defining what Court shall have jurisdiction.	506	529, 532					Newman.
231	A bill to amend the 49th section of "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith; and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861.	506	529, 645					Rippey.
232	A bill to legalize the sales of land made by town marshals in certain cases.	518	529, 641					Howard.
233	A bill to repeal section 119 of an act entitled "an act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors, and prescribing the duties of assessors, appraisers of real property, county treasurers and auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.	544	574, 710					Humphreys.
234	A bill supplemental to the several acts heretofore passed, in relation to ditching and draining the swamp lands donated by the United States.	556	574, 630					Nblack.
235	A bill for the relief of Jacob Haines, of Warren county.	557	574					Gregory.
236	A bill to confirm a purchase of certain real estate made by the Board of Control of the State Prison North, of the Pittsburgh, Fort Wayne and Chicago Railroad Company.	557	574, 586					Packard.
237	A bill to amend sections 1, 2, and 3, and to repeal section 7 of an act entitled "an act relating to the State University, supplemental to and amendatory of section 2 of an act entitled, 'an act providing for the government of the State University, the management of its funds, and for the disposition of the lands thereof,'" approved June 17, 1852, and for securing a more economical administration of its affairs, by lessen-							

ing the number of its Board of Trustees, and limiting the expenses of managing its funds, and to extend the time of final payment for University lands, and to exempt purchasers of such lands from forfeiture of the same, and to provide for the sale of forfeited lands.	557	575	.....	Buskirk.
238 A bill to amend sections 14 and 15 of an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors; to repeal all former laws contravening the provisions of this act, and providing penalties for violations thereof, approved March 5, 1859.	557	575, 713	.....	Mustard.
239 A bill to amend the 2nd section of an act entitled "an act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7, 1852.	557	575, 612	.....	Packard.
240 A bill supplemental to "an act touching the relation of guardian and ward," approved June 9, 1852.	557	575, 644	.....	Kemp of Duhois.
241 A bill to amend the 7th section of "an act regulating the fees of officers, and repealing former acts in relation thereto," approved March 9, 1855.	558 558	575, 711 560, 674	.....	Packard. Hauna.
242 A bill for the relief of Grafton F. Cokerly and Calvin Jones.	571	584, 644	.....	Mason.
243 A bill to enable the several Judges of the Circuit Courts throughout this State to appoint Circuit Prosecutors, in case there be any charge of felony likely to be brought against the Circuit Prosecuting Attorney, and to compel the foreman of the Grand Jury to report the fact of such felony likely to be so found against the prosecuting attorney to the Judge of the Court.	571	584, 713	.....	Spencer.
244 A bill to amend the 41st section of an "act to amend 'an act to repeal all general laws now in force for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto,' which first act was approved March 9, 1857, which amended act was approved March 11, 1861.	571	584, 629	.....	Robinson.
245 A bill to change the 16th section of an act entitled "an act to fix the times of holding the Common Pleas Courts in the several counties in this State".	571 597	584, 634 654, 712	.....	Niblack. Bird.
246 A bill to classify the incorporated cities of the State of Indiana, and for the better regulation of the police of the same.	600	600, 654, 712, 714	.....	Anderson.
247 A bill for the relief of Am Vizard.	601	654, 729	.....	Woolen.
248 A bill providing for the exercise of the elective franchise by legal voters of the State of Indiana, who may be temporarily absent therefrom on military service, and making necessary regulations therefor.	601	656	.....	Kilgore.
249 A bill authorizing Circuit and Common Pleas Courts to issue warrants for contempt of their authority in certain cases therein named, and prescribing punishment in such cases.				
250 A bill to amend section 4 of an act entitled "an act to compel owners of town lots to grade and pave or plank sidewalks, and fixing the penalty therefor," approved February 14, 1859.				
251 A bill to amend the first section of an act entitled "an act to amend the 2d and 5th sections of an act entitled 'an act to authorize the Commissioners of the Sinking Fund to receive substitutions of stock, mortgages and for other purposes,' approved January 28, 1847, and containing some provisions respecting the reinstating of mortgages given for loans				

BILLS OF THE HOUSE—Continued.

Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	App oved.	By whom introduced.
252	made from the Sinking Fund, or any fund, loaned by the Auditor or Treasurer of State, and of sales made on account of any of said funds, and respecting the collection, safety and control of said funds, the time, place and manner of making sale, the proceedings against purchasers who fail to comply, and matters properly connected therewith, and to authorize the conversion of Indiana stocks into bank bonds, and re-quiring the commissioners to account for all interest on deposits of in-come of the fund, and making the same a part thereof;” approved March 8, 1861.....	630	657.....	.....	.....	.....	.....	Lennon of Harrison, [Chairman Com. [Committee on Sinking [Fund.
253	A bill to amend sections 11 and 18 of an act entitled “an act for the or-ganization and regulation of the Indiana militia, prescribing penalties for violation of said legislation, providing for the election of officers, defining the duties of military and civil officers, and penalties for the neglect or violation thereof; providing for courts martial, councils of administration and military encampments, making appropriations for the support of said militia, repealing all laws heretofore enacted on that subject, saving certain acts therein named, and declaring an emer-gency for the immediate taking effect thereof;” approved March 11, 1861.....	653	.....	.....	.....	.....	.....	Niblack.
254	A bill to extend to all cities in the State of Indiana the provisions of sections 83, 84 and 85 of an act entitled “an act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorpora-tion of cities, prescribe their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto;” approved March 9, 1857.....	653	.....	.....	.....	.....	.....	Garvin.
255	A bill to amend an act entitled “an act to provide for opening, vacating and changing of highways,”.....	654	.....	.....	.....	.....	.....	Hanna.
256	A bill touching the public arms of the State, and regulating their collection and distribution.....	654	.....	.....	.....	.....	.....	Niblack.
257	A bill to amend section 16 of an act entitled “an act regulating descents and the apportionment of estates;” approved May 14, 1852.....	654	.....	.....	.....	.....	.....	Lasselle.
258	A bill for the relief and benefit of Isaac E. Johnston.....	654	.....	.....	.....	.....	.....	Buskirk.
259	A bill making special appropriations for the year 1863.....	730	734.....	.....	.....	.....	.....	Niblack.
	A bill making general appropriations for the years 1863 and 1864.....	730	730, 731.....	.....	.....	.....	.....	Niblack.

JOINT RESOLUTIONS OF THE HOUSE.

Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
1	A joint resolution instructing our Senators and requesting our Representatives to oppose the compensatory emancipation scheme of the President.	39	648, 649, 713.	.....	.....	.....	.....	Waterman.
2	A joint resolution instructing our Senators and requesting our Representatives in Congress to oppose the compensatory emancipation proclamation of the President.	40	648, 649.	.....	.....	.....	.....	Packard.
3	A joint resolution in regard to the armies of the United States.	48	48.	.....	.....	.....	.....	Puett.
4	A joint resolution touching the Southern Rebellion.	85	85, 688, 713.	.....	.....	.....	.....	Cook.
5	[This was subsequently decided by the Speaker not to be a joint resolution but simply a resolution of the House, and as such appears in its appropriate place.—A. T. WHITTIER, Clerk.]							
6	A joint resolution instructing our delegation in Congress to inquire into the apparent discrimination shown in reference to the quota of troops furnished and required of Massachusetts and Indiana.	101	220, 221, 222, 347, 348.	.....	.....	.....	.....	Hanna.
7	A joint resolution in reference to the emancipation proclamation and the manner of conducting the war.	101	922, 648, 649.	.....	.....	.....	.....	O'Brien of Martin.
8	A joint resolution inviting a National Convention to restore peace and Union.	101	222, 410, 501, 502, 503.	.....	.....	.....	.....	Lasselle.
9	A joint resolution in reference to amending the Constitution so as to permit soldiers to vote.	102	222, 223, 247, 284, 285.	.....	.....	.....	.....	Cason.
10	A joint resolution instructing our Senators and requesting our Representatives in Congress to provide if possible for the prompt payment of Indiana Volunteers now in the field, and requiring that the discrepancy in favor of officers shall cease.	115	223, 713.	.....	.....	.....	.....	Burton.
11	[This joint resolution had no title.—A. T. WHITTIER, Clerk.]	131	223.	.....	.....	.....	.....	Jones.
12	A joint resolution proposing an amendment to the second section of article 2 of the Constitution, so that the Legislature may more effectually guard against fraudulent voting.	134	223, 247, 248, 249.	.....	.....	.....	.....	Cason.
13	A joint resolution proposing an amendment to article 8 of the Constitution, so as to enable cities, townships and towns to levy taxes for the support of common schools.	134	223, 563.	.....	.....	.....	.....	Cason.
14	A joint resolution proposing an amendment to section 23 of article 4 of the Constitution, so as to provide for laws enabling cities, townships and towns to raise money for the support of common schools.	134	223, 229, 420.	.....	.....	.....	.....	Cason.

JOINT RESOLUTIONS OF THE HOUSE—Continued.

Number.	TITLES.	Introduced.	Proceedings thereon.	Passed House.	Passed Senate.	Other proceedings.	Approved.	By whom introduced.
15	A joint resolution of thanks to the soldiers of Indiana, and providing for the registry and preservation of the names of those who have fallen in the service of their country during the present war.....	152	223, 224, 225, 230, 231 245 [361, 362, 363, 364, 365 366 [372]	372	672	655	.....	Packard.
16	A joint resolution instructing our Senators and Representatives in Congress to vote against the admission of Congressmen who have not been elected according to the Constitution and the laws.....	163	237, 238	.....	.....	.....	.....	Richardson.
17	A joint resolution to increase the pay of the privates and non-commissioned officers in the armies of the United States.....	163	238, 239, 240, 241.....	.....	.....	.....	.....	Anderson.
18	A joint resolution indorsing and sanctioning the expulsion of Jesse D. Bright from the Senate of the United States.....	163	241, 242.	.....	.....	.....	.....	Cason.
19	A joint resolution instructing our Senators and requesting our Representatives to vote for bounty for certain discharged soldiers.....	181	242.	.....	.....	.....	.....	Kendrick.
20	A joint resolution instructing our Senators and requesting our Representatives in Congress to endeavor to procure an appropriation for the improvement of the harbor of Michigan City.....	183	242.	.....	.....	.....	.....	Higgins. Puet.
21	A joint resolution in reference to what is known as the Morrill Tariff.....	216	242, 550, 561.	.....	.....	.....	.....	Roberts.
22	A joint resolution relative to works of internal improvement by the General Government.....	216	243.	.....	.....	.....	.....	Waterman. Gregory.
23	A joint resolution in reference to the collection of Federal Taxes by the State Revenue officers.....	217	243.	.....	.....	.....	.....	Holcomb.
24	A joint resolution for the relief of sick and wounded soldiers.....	217	244	.....	.....	.....	.....	Roberts. Anderson.
25	A joint resolution instructing our Senators and requesting our Representatives to oppose the emancipation schemes of the President.....	217	244	.....	.....	.....	.....	Packard. Anderson.
26	A joint resolution pledging the power of the State to support the Union, and condemning certain official acts of the President of the United States.....	217	244	.....	.....	.....	.....	Woolen.
27	A joint resolution for the reduction of duties on imported paper.....	217	580, 581, 713.	.....	.....	.....	.....	Forrester.
28	A joint resolution relative to the payment of our soldiers in gold or its equivalent in paper currency.....	318	.....	.....	.....	.....	.....
29	A joint resolution as to connection with the Eastern States.....	334	580.	.....	.....	.....	.....
30	A joint resolution instructing our Senators and requesting our Representatives in Congress to oppose the passage of the law to indemnify the President and those acting under him for illegal and arbitrary arrests.	347	580, 713.	.....	.....	.....	.....
31	A joint resolution instructing our Senators in Congress of the United States to oppose the passage of the general bankrupt law.....	352	580.	.....	.....	.....	.....
		394	580.	.....	.....	.....	.....

22	A joint resolution instructing our Senators and requesting our Representatives in Congress to vote against the acceptance by the United States of "Jeague Island," for the location of a navy yard.	558	582	.....	.....	.....	.....	.....	Packard.
33	A joint resolution to provide for the printing and distribution of a pamphlet edition of certain portions of the law relating to the settlement of decedents' estates.	559	582, 629	.....	.....	.....	.....	.....	Miller.
34	A joint resolution in regard to fraudulent Indiana bonds.								
35	[This was decided to be a concurring resolution and appears in its proper place.—A. T. WURTLESSEY, Clerk.]	649	.....	.....	.....	.....	.....	.....	Packard.
36	A joint resolution in regard to the proclamation of the President of the United States, assuming to emancipate the slaves of certain States, now or hereafter to become due; and urging the payment of pensions to disabled soldiers, their widows or orphans, in legal or constitutional coin of the United States.	649	.....	.....	.....	.....	.....	.....	Packard.
37	[This joint resolution had no title but was in favor of a National Convention.—A. T. WURTLESSEY, Clerk.]	685	709	Given.

BILLS OF THE SENATE.

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Number.	TITLES.	BILLS OF THE SENATE.			
		Reported to House.	Proceedings thereon.	Passed House.	Other proceedings.
1	A bill appropriating twenty-five thousand dollars for the expenses of the present General Assembly and the manner of the payment of the members and officers of the Senate and House of Representatives.....	56	65, 66, 95, 104, 105.....	105	105, 106.....
6	A bill ceding to the United States of America jurisdiction over certain lands and their appurtenances, in the county of Marion, and reserving the right to serve process thereon, and excepting the same from taxation.....	147	173, 219, 505, 512, 513.....	513	542.....
10	A bill to amend section 9 of an act of amendment approved February 12, 1855, amending section 2 of an act concerning the organization of voluntary associations and repealing former laws in reference thereto.....	184	219.....	333	334, 338.....
47	A bill to fix the times of holding the courts of common pleas in the Twentieth Judicial District of the State of Indiana, and repealing former laws on the subject, and declaring when this act shall take effect.....	208	219, 227.....	228	.....
15	A bill authorizing Rail Road Companies to make extensions or branches in certain cases, and to take stock in Rail Road bridges.....	341	339, 432, 433, 498.....	498	520, 529.....
16	A bill prescribing the forms of conveyances of real estate that may be used by executors, administrator's, guardians, trustees, and commissioners in certain cases; amending section 100 of the "act in relation to decedent estates;" approved June 17, 1852, and also to repeal the 547th section of "an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice without distinction between law and equity;" approved June 18, 1852.....	341	349, 472.....	473	501.....
19	A bill to provide that the amount of United States Government stamp duties required and used on original process, certificates, bonds, appraisements, deeds of conveyance by Sheriffs, and other instruments, shall, in all actions, be taxed and collected as other costs in said action.....	341	399, 467.....	.....	.....
20	A bill to amend section 33 of an act entitled "an act to provide for the valuation and assessment of real and personal property, and the collection of taxes in the State of Indiana; for the election of township assessors and prescribing the duties of Assessors, Appraisors of real property, County Treasurers and Auditors, and of the Treasurer and Auditor of State," approved June 21, 1852.....	341	400.....	514	547.....
22	A bill to amend the 54th section of chapter 7, entitled "an act defining misdemeanors and prescribing punishment therefor," approved June 14, 1852.....	341	400, 448.....	515	559.....
24	A bill to provide for the execution of conveyances by <i>fiduciary</i> Auditors for school lands where the certificate has not been properly assigned, or assignment acknowledged in certain cases.....	341	400, 540.....	541	651.....

26	A bill to amend the 12th section of "an act touching the relation of guardian and ward," approved June 9, 1852.....	342	400, 423.....	516	542
30	A bill to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties, and to repeal laws inconsistent therewith.....	342	401.....	548	549, 661
32	A bill to provide for the publication of notice of the pendency of suits against defendants whose residence is unknown.....	342	401, 416.....	517	542
28	A bill in addition to the first section of an act passed in 1801, entitled "an act to amend the second section of an act to amend the 26th and 26th sections of an act entitled "an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the Courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," and to make additional provisions on the same subject.....	342	400, 517, 537.....	.....	.....
33	A bill prescribing the form of deed that may be used by sheriffs and coroners in certain cases.....	342	401, 460, 572, 597.....	.....	.....
62	A bill to amend the first section of an act entitled "an act for the incorporation and continuance of Building Loan Fund and Savings Association," approved March 5, 1857.....	367	531, 577, 647.....	.....	.....
69	A bill to amend section 76 of an act entitled "an act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof, and heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852.....	367	532, 577, 614.....	.....	.....
73	A bill to amend section 14 of an act entitled "an act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852, and to extend the time in which companies organized under said act shall commence and complete the construction of their roads.....	367	532, 576, 648.....	.....	.....
82	A bill to repeal "an act to authorize the bank of the State of Indiana to lay off and create five additional Bank Districts, and locate and establish branches therein," approved March 9, 1851.....	367	532, 576, 711.....	.....	.....
87	A bill to amend section 25 of "an act providing for the election or appointment of supervisors of highways, and providing certain of their duties and those of county and township officers in relation thereto," approved March 5, 1850.....	367	532, 576, 633.....	.....	.....
90	A bill to authorize the Bank of the State of Indiana to reduce the capital stock of a branch or branches of said bank, and to close up the business and affairs of a branch or branches of said bank under certain regulations, and amendatory of an act entitled "an act to establish a bank with branches," passed March 3, 1855.....	367	532, 576.....	.....	.....
66	A bill to amend the 134th section of "an act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof and the heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852, and declaring when this act shall take effect.....	367	531, 577, 613.....	.....	.....
39	A bill to amend the third section of an act entitled "an act prescribing the powers and duties of justices of the peace in State prosecutions," approved May 29, 1850.....	361	366, 401, 533, 613.....	.....	.....
76	A bill to amend section 1 of an act entitled "an act touching the laying out and vacating towns, streets, alleys, public squares and grounds, or any part thereof, the making out and recording of plats of such towns, and providing for the change of the names of such towns," approved May 20, 1852, and providing when the same shall take effect.....	361	401, 533, 713.....	.....	.....
93	A bill to extend the time for the completion of railroads in all cases in which two thousand dollars per mile has been expended in their construction, and declaring at what time the act shall take effect.....	361	401, 435, 472.....	472	514
102	A bill to authorize the Board of Directors of the Bank of the State of Indiana to remove any				

BILLS OF THE SENATE.—Continued.

Number.	TITLES.	Reported to House.			Proceedings thereon.			Other proceedings.		
		Passed House.								
52	of its branches; for the redemption of the notes of such branches, and providing the conditions on which such act shall take effect	381			530, 576, 711.					
38	A bill to amend the 55th section of an act entitled "an act to amend 'an act to authorize and regulate the business of general banking,'" approved March 5, 1855	422			531, 578, 711.					
13	A bill authorizing the sale of canals, authorizing the purchaser or purchasers, and his or their assignees, to organize companies, and fixing the powers of such companies, and excepting certain canals from the provisions of this act	447			531, 578, 579.					
	A bill requiring all corporations formed, or which may hereafter be formed, for the purpose of constructing, owning, controlling or operating a railroad in this State, to elect three-fourths of the members of their boards of directors from stockholders resident in the State, and affixing certain penalties for non-compliance with the provisions of this act	519			530, 579.					
37	A bill to amend the 20th and 21st sections of an act entitled "an act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties, and those of county and township officers in relation thereto, and to make additional provisions on the same subject,"	519			530, 579					
40	A bill to amend section 1 of an act entitled "an act to provide for a general system of common schools, the officers thereof and their respective powers and duties and matters properly connected therewith, and for the regulation of township libraries, and to repeal all laws inconsistent therewith," approved March 11, 1861	519			530, 578, 711.					
42	A bill defining the offense of bastardy, and prescribing the punishment therefor	518			530, 578, 614.					
45	A bill to amend the 2d section of an act entitled "an act in relation to county auditors," approved May 31, 1852	519			530, 578.					
57	A bill to allow county commissioners to organize turnpike companies where a majority of persons representing the real estate, within prescribed limits, petition for the same, and levy a tax for its construction and provide for the same to be free	520			531, 578.					
58	A bill to amend "an act to authorize boards of Commissioners of the several counties in the State of Indiana, and the authorities of any incorporate city or town in said State, to make appropriations in certain cases, and to legalize certain appropriations therein specified;" approved May 11, 1861, so as to authorize said boards to make appropriations for bounties for volunteers	518			531, 577, 634, 714.					
59	A bill fixing the amount of fees to be paid into the State Treasury for the services of the Auditor and Secretary of State in certain cases; repealing all laws in conflict therewith, and amending the 4th section of "an act supplemental to the swamp land act," approved June 14, 1852.	519			531, 577, 711.					

74	A bill to fix the time of holding the Common Pleas Court in the Fifth District, and to repeal all other laws on the same subject.....	519	532, 577
85	A bill providing for the appointment of Master Commissioners, defining their duties, and fixing their compensation, and repealing all other laws on the subject.....	519	532, 576
112	A bill to amend the 7th section of an act entitled "an act to provide for the election of a Reporter and a speedy publication of the decisions of the Supreme Court, and for the compensation of such Reporter," approved February 5, 1892.....	519	532, 576, 615.....
51	A bill to amend the second section of an act entitled "an act relative to the salaries of public officers, providing the manner of paying the same, and the manner of reimbursing the State for an increase of salaries," approved March 5, 1869.....	367	530, 578, 711
18	A bill to amend section 23 of an act entitled "an act to provide for the openings vacating and change of highways," approved June 17, 1852.....	535	582, 594, 712
72	A bill to amend section 42 of an act entitled "an act to repeal all laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribe their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto....."	535	582, 585, 648
83	A bill providing that creditors and sureties shall have a right of action in certain cases before the debt or liability is due, and providing a remedy, by attachment, in such cases, and declaring when this act shall take effect.....	535	582, 585, 616, 617
96	A bill requiring the Clerk of the Common Pleas and Circuit Courts, and county auditors, to make indexes to records in certain cases.....	535	582, 585, 632
97	A bill to provide for the regulation of fare charged by railroad corporations or companies for the transportation of passengers on railroads, and prescribing penalties for the violation of this act.....	535	582, 585, 631
99	A bill to provide for issuing fee bills and executions against sureties in appeal bonds in cases appealed to the Circuit or Common Pleas Courts.....	535	582, 585, 614
101	A bill to amend section 40 of "an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil cases in the Courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice, without distinction between law and equity," approved June 18, 1852.....	535	583, 585, 615
125	A bill to amend the 5th section of an act entitled "an act to amend an act entitled 'an act for incorporating the Wabash Manual Labor College and Teachers' Seminary,' approved January 15, 1834," approved February 8, 1851.....	535	583, 585
126	A bill to amend the 5th section of an act entitled "an act regulating the adoption of heirs," approved February 10, 1852.....	535	583, 586
111	A bill to apportion Senators and Representatives for the next six years.....	620	630, 634, 666
79	A bill to protect the liberty of the press, declaring certain acts infringing the liberty of the press to be felonies, and prescribing punishment therefor, and providing compensation to persons whose property is injured or destroyed by mob violence in certain cases, and declaring when this act shall take effect.....	637	659
98	A bill to repeal all provisions of acts of incorporations heretofore passed requiring any company or companies to complete any plank road, gravel road, or macadamized road, and authorizing said companies, in certain cases, to collect toll on said road.....	661	.....
114	A bill to amend section 13 of an act entitled "an act defining felonies and prescribing punishment therefor," approved June 10, 1852, and to more fully protect the citizens of the State from arbitrary arrests, and procuring the privileges of the writ of habeas corpus, to such as may be arrested without due process of law.....	661	.....
3	A bill to amend section 13 of an act entitled "an act providing for the election and qualification of justices of the peace, and defining their jurisdiction; powers and duties in civil cases," approved June 9, 1852, as amended by an act approved March 9, 1861.....	673	.....

BILLS OF THE SENATE—Continued.

Number.	TITLES.	Proceedings thereon.			Other proceedings.
		Reported to House.	Passed House.		
78	A bill to amend the 8th section of an act entitled "an act in relation to county treasurers," approved June 4, 1852.	673			
89	A bill for the punishment of officers of elections for receiving the ballots of unqualified persons, and for counting and returning such votes; for abstracting or destroying ballots voted, so that such votes shall be lost in the count and return; for removing ballots voted or substituting others instead thereof; for changing the name or office voted for on ballots; for falsely reading or counting any name or office voted for; for writing spurious or false names on any poll-book; for depositing spurious or false ballots; for making false counts of votes, and for making false returns of the votes cast at any election authorized by law to be held in this State.	673			
109	A bill requiring the county commissioners of the several counties of this State to make allowances, and issue orders in certain cases therein specified.	673			
124	A bill to amend the 1st and 4th sections of an act entitled "an act to provide for locating and making highways situate upon county lines," approved March 3, 1859.	674			
147	A bill providing for the election and appointment of officers of the benevolent institutions of this State, prescribing some of their duties and other matters properly connected therewith; repealing all laws in conflict with the same, and declaring an emergency for the immediate taking effect thereof.	673			
163	A bill to amend sections 18 and 26 of "an act regulating general elections, and prescribing the duties of officers in relation thereto," approved June 7, 1857.	673			
166	A bill to provide for the prompt payment of the officers and soldiers in the army of the United States, raised and organized in the State of Indiana, and to provide means for that purpose.	677			
137	A bill giving county surveyors the power to administer oaths to viewers of roads, providing that when the surveyor is one of the viewers he shall not be required to take an additional oath.	677			
141	A bill to amend sections 57, 59 and 60 of an act entitled "an act defining misdemeanors and prescribing punishment thereon," approved June 14, 1852.	678			
146	A bill granting the use of the State prison at Jeffersonville to the United States for the imprisonment of criminal-convicted of offenses against the United States; directing the Warden of said prison to receive such prisoners, and prohibiting the officers of the Northern State prison from receiving the same.	677			
150	A bill to amend an act entitled "an act to amend section 19 of an act to fix the time of holding the common pleas court in the several counties of this State; the duration of the				

170	terms thereof, and making all process from the present common pleas courts returnable to such terms, &c.," approved February 15, 1861.....	677	.....
164	A bill repealing sections 1, 7, 9, 10 and 12 of an act entitled "an act to provide for the erection of a new prison north of the national Road, election of officers therefor, making appropriations and for the regulation of the same," approved..... 5, 1859; amend an act supplemental thereto, providing for the election of officers for the northern prison, prescribing some of their duties, providing for the government of said prison, and other matters properly connected therewith, and continuing in force all laws applicable thereto and not inconsistent therewith.....	677	.....
54	A bill providing for the payment of the Indiana Legion and other State troops for services in defending the Ohio river border, and to provide payment of other expenses of said troops during the time of such service; appointing an auditing committee defining its duties and fixing its compensation.....	677	.....
138	A bill to amend the 8th Section of an act entitled "an act dividing the State into counties, defining the boundaries, and defining their jurisdiction of such as border on the Ohio and Wabash rivers," approved June 7, 1852.....	687	.....
108	A bill to amend the title of "an act providing for the increasing of the capital stock and the directors of railroad companies," approved June 17, 1853.....	673	.....
110	A bill to signify the assent of the State of Indiana to the conditions and provisions of an act of Congress entitled "an act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 24, 1862, and to express the State's acceptance of said conditions and provisions, and for accepting the scrip offered by the act of Congress, and for its sale and investment in the State of Indiana bonds or stock for the endowment of an agricultural college.....	688	.....
121	A bill erecting the 14th judicial circuit, providing for a judge thereof, making all process returnable thereto, fixing the commencement and length of terms of courts, and attaching the county of Huntington to the 10th judicial circuit.....	685	.....
156	A bill to amend the 4th section of an act entitled "an act in relation to county auditors," approved May 31, 1852.....	687	.....
140	A bill to enforce the 13th article of the Constitution of this State.....	702	.....
181	A bill fixing the time of holding the courts in the 16th judicial district.....	702	.....

JOINT RESOLUTIONS OF THE SENATE.

Number.	TITLES.	Reported to House.	Proceedings thereon.	Passed House.	Other proceedings.
1	Joint resolution proposing amendments to Article 8 and section 33 of Article 4 of the Constitution, enabling cities, townships and towns to levy taxes for the support of common schools, and so as to provide for laws to secure that object	147	174, 244, 562, 563.		
2	Joint resolution proposing an amendment to the second section of Article 2 of the Constitution, so as that the Legislature may more effectually guard against fraudulent voting...	164	173, 244		
5	Joint resolution instructing our Senators and requesting our representatives in Congress to use their influence to secure the payment of bounty to discharged and disabled soldiers.	368	580, 586		
10	Joint resolution in relation to the enlistment and arming of negroes in the army of the United States	688			

RESOLUTIONS OF THE HOUSE.

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By whom Introduced.	SUBJECT MATTER OF.	Introduced.	Other proceedings.	Adopted.
Niblack.....	Informing the Senate of organization of House.....	11	.....	11
Packard.....	To appoint committee to invite clergy to open with prayer.....	12	.....	12
Waterman.....	Adopting rules for temporary government.....	12	.....	12
Jones.....	Indicating who should be supported for office by Legislature.....	13	12, 13.....	14
Hanna.....	Requesting the Governor to give information concerning political arrests.....	13	.....	14
Newman.....	Giving seats to newspaper reporters inside the bar.....	14	14.....	15
Griffith.....	Concerning the expediency of granting right of suffrage to soldiers in service.....	14	.....	15
Moorman.....	To appoint committee to wait upon the Governor.....	15	.....	15
Woodruff.....	Directing door-keeper to place revised statutes and journals of last session upon desks of members.....	15	.....	15
Miller.....	Concerning election of United States Senators.....	15	15, 16.....	15
Griffith.....	Directing door-keeper to contract for newspapers.....	16	17.....	16
Moorman.....	Concerning the furnishing of stationery.....	17	17, 18.....	18
Morgan.....	Tendering thanks to General Rosecrans.....	17	18.....	19
Holcomb.....	In favor of increasing pay of privates and reducing pay of officers in the army.....	18	18, 19.....	20
Howe.....	To appoint joint committee on rules.....	20	20, 21.....	20
Horton.....	Against abolition proclamation of the President.....	20	21.....	21
Van Hookirk.....	To supply members with Indianapolis Gazette.....	21	.....	21
Newman.....	Concerning documents for members.....	21	.....	21
Newman.....	Concerning claims against the State.....	22	22, 110.....	110
Mutz.....	To supply members with postage stamps.....	22	23.....	23
Holcomb.....	Concerning thirteenth article of the constitution.....	23	23.....	26
Given.....	Denouncing arbitrary arrests.....	23	24, 25.....	26
Brown.....	Raising committee of investigation on arbitrary arrests.....	26	27, 28, 40.....	28
Niblack.....	Inviting Senate to hear Governor's message.....	26	.....	29
Mason.....	Concerning the abolishing of the common pleas court.....	29	.....	30
Waterman.....	Against the President's emancipation scheme.....	30	30.....	31
Griffith.....	Expressing the sentiments of unconditional union men.....	31	31.....	32
Packard.....	To appoint committee to wait upon the Governor.....	32	32.....	32
Ferris.....	Asking information of Governor about drafted men.....	32	32, 34.....	34
Roberts.....	Providing work for committee on federal relations.....	32	32, 34.....	34
Packard.....	Returning the Governor's message.....	33	33, 34.....	34
Harney.....	Fixing time of adjournment.....	34	.....	35
Donaldson.....	Concerning equivalent fixed for exemption from military service.....	35	.....	35
Byerle.....	To supply members with the "Free Press" newspaper.....	35	.....	62
Brown.....	To appoint committee to investigate railroad charges.....	38	39, 61.....	39

RESOLUTIONS OF THE HOUSE—Continued.

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By whom introduced.	SUBJECT MATTER OF.	Introduced.	Other proceedings.	Adopted.
Lamb	Concerning the payment of the Indiana Legion.....	39	.....	39
Holcomb	Relative to fees and salaries.....	46	.....	46
Puett	To ascertain how many officers and attendants are necessary.....	47	.....	47
Woolen	To refer certain bills, petitions, &c., to special committee.....	47	68	47
Dall	Relative to costs in certain State prosecutions.....	47	.....	47
Johnson.....	Relative to comfort of Indiana soldiers and their families.....	47	.....	47
Bird	Fixing hour for election of United States Senators.....	49	.....	49
Mason	Requiring newspapers to be marked.....	50	.....	51
Wolfe	To furnish each member with copy of Cushing's Manual.....	51	.....	51
Hosstetter	Relative to exempting certain discharged soldiers from work on highways.....	51	.....	51
Gollins	Concerning orders on swamp land fund.....	51	.....	52
Waterman	Concerning grant of land scrip for agricultural colleges.....	52	.....	52
Brown	Appointing committee to wait upon the Governor.....	52	.....	54
Attkisson	Concerning work on highways.....	54	.....	54
Hanna	To procure for members Owen's Geological Survey.....	54	.....	54
Miller	Relative to printing the Revised Statutes.....	54	.....	54
Milroy	To provide additional seats in House.....	54	.....	55
Leeds	Concerning change in road law.....	55	.....	55
Packard	Concerning transportation of freight by railroads.....	55	55	55
Holcomb	Relative to election of certain State officers.....	55	.....	55
Woodruff	On subject of State printing.....	55	.....	55
Waterman	Relative to abolishing Court of Common Pleas.....	56	.....	56
Shaffer	Concerning the repeal of an act in relation to witnesses.....	56	.....	56
Barton	Expressive of feelings of the people of Indiana upon the state of the country.....	57	59, 60	57
Kendrick	Approving of certain arrests by the military.....	60	61	61
Newman	Declaring certain acts to be treasonable.....	61	.....	62
Niblack, Chairman, &c.....	Authorizing Committee of Ways and Means to employ a clerk.....	62	.....	68
Brown	Inviting Senate to repair to the hall of the House.....	63	.....	68
Hanna	Asking information of Governor as to money paid by conscientious exempt.....	68	.....	68
Gregory	Adopting sentiments of the message of Governor Seymour of New York.....	68	68, 69	73
Moorman	Relative to a law for the punishment of assaults.....	77	.....	78
Whigams	Relative to appropriation bills for 1863 and 1864.....	78	.....	78
Wolfe	Relative to appropriation bills for the year 1861.....	78	.....	78
Ferris	To procure Acts of General Assembly for the year 1861.....	78	.....	78
	Concerning the election of Prison Directors and State Printer.....	78	.....	78
	Denouncing the admission of "Western Virginia," and other measures.....	79	80, 81	79

Humphreys.....	82	83.....	83
Haker.....	83	83.....	83
Morgan.....	83	84.....	84
Jurkington.....	84	85, 89.....	85
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Anderson.....	85	85.....	85
Relative to abolishing the office of State Printer.....	92	93.....	93
Returning thanks of Legislature to Governor Seymour, of New York.....	93	93.....	93
Against the State Library being used as a circulating library.....	96	96, 154, 155.....	155
Authorizing committee on Judiciary to employ a clerk &c.....	96	97.....	97
To procure Oshing's Treaties on Parliamentary Law for use of Speaker.....	97	97.....	97
Concerning room for use of clerks.....	97	97.....	97
Concerning reduction of fees of certain county officers.....	97	97.....	97
Requiring Auditor of State to report fees of certain officers to House.....	97	98.....	98
Touching the existence of secret treasonable societies.....	97	98.....	98
Concerning the election of trustees &c. of the benevolent institutions.....	99	99.....	99
Concerning the amendment of the General Banking law.....	99	99.....	99
Relative to abolishing the office of township assessor.....	99	99.....	99
Relative to abolishing courts of conciliation.....	99	99.....	99
Concerning the amendment of the election law.....	99	99.....	99
Concerning the re-organization of courts of justice.....	100	100.....	100
Against the severance of the Northwestern from the New England States.....	100	100, 101.....	101
Approving of the opinions of the Savior of the World and Stephen A. Douglas, &c.....	100	101.....	101
Concerning the salaries of the officers of the Northern State Prison.....	101	101.....	101
Concerning the amendment of the road law.....	101	101.....	101
Concerning the board of directors of the Bank of the State.....	101	101.....	101
Fixing time of adjournment.....	104	106, 183, 184, 230, 314, 315.....	315
To procure fifteen hundred copies of Drapier's Previous Legislative Reports.....	106	107.....	107
Concerning the expediency of passing a stringent temperance law.....	107	108.....	108
Directing door-keeper to procure ice.....	107	109.....	109
Asking the Governor for a detailed statement of the expenditure of certain funds.....	109	110, 122, 123.....	123
Authorizing committee on arbitrary arrests to employ a clerk.....	109	110, 121, 157, 244.....	121
To appoint committee on apportionment for Congressional purposes.....	110	111.....	111
Concerning the payment of temporary army surgeons.....	111	112.....	112
Concerning the settlement of national difficulties by compromise.....	111	113.....	113
Denouncing secession, &c., and in favor of suspension of habeas corpus.....	112	113.....	113
Condemning all attempts to influence the Legislature by threats.....	113	113.....	113
Concerning loss of life on railroad.....	113	114.....	114
Concerning additional bounty for soldiers by county board's.....	113	114.....	114
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Concerning inquiries to turnpikes by hogs running at large.....	114	114.....	114
Concerning the amendment of the dog law.....	114	115.....	115
Relative to a tax for support of families of soldiers.....	114	115.....	115
Concerning the amendment of the militia law.....	115	118.....	118
Relative to expediency of taxing dogs.....	115	118.....	118
In favor of printing 100 copies of every engrossed bill.....	118	120.....	120
Concerning House Journals of special session of 1858.....	120	121.....	121
Concerning re-construction of the several judicial circuits.....	121	122.....	122
Relative to amendment of school law.....	121	122.....	122

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By whom introduced.	SUBJECT MATTER OF.	Introduced.	Other proceedings.	Adopted.
Mason.....	Concerning legislation needed for the government of railroads.	122	.....	122
Donaldson.....	To appoint committee on apportionment for Senators and Representatives.	123	.....	123
Mitroy.....	Favoring a two-thirds rule for passage of resolutions.	123	156, 157, 244.....	123
Wooden.....	Requiring an abstract of fees of certain officers.	124	124.....	124
Mutz.....	Concerning mileage of members.	124	.....	124
Miller.....	Relative to postponement of collection sinking fund mortgages.	124	.....	124
Higgins.....	Concerning the revision and printing of the statutes.	124	.....	125
Gregory.....	To appoint committee to investigate existence of secret political organizations.	125	126, 129, 147, 148.....	125
Hanna.....	Giving assistance to librarian.	127	.....	127
Van Buskirk.....	To furnish appointees of clerks with postage stamps.	130	.....	130
Roberts.....	Inquiring of Treasurer concerning the use of militia fund.	130	.....	131
Hanna.....	Authorizing committee on military affairs to employ a clerk.	133	.....	133
Hanna.....	Calling on Major General and Adjutant General for reports.	134	149.....	134
Howe.....	To procure room for use of judiciary committee.	134	.....	134
Brown.....	Concerning the vacating of President of benevolent institutions by A. Wallace.	135	150, 152.....	135
Nblack.....	Inviting Senate to repair to the hall of the House.	136	.....	136
Kendrick.....	Concerning the conversion of the old Michigan road into toll road.	156	.....	156
Wolfe.....	Relative to employees of clerk and door-keep'g.	156	156.....	156
Nblack.....	Granting leave to Committee of Ways and Means to sit during the session of the House.	156	.....	156
Lamb.....	Concerning the attendance of common schools.	157	.....	157
Hosettier.....	Asking for exhibitions of skill of deaf and dumb and blind.	157	.....	157
Holcomb.....	Concerning printers' fees for advertising sheriff sales.	157	.....	158
Harney.....	Concerning transmission of memorial to New York Legislature.	158	162, 200.....	201
Nblack.....	To go into election of Sinking fund Commissioners and Bank Directors.	162	.....	163
Kendrick.....	Concerning toll-gate erected by Plank Road Company on White river bridge.	163	.....	163
Holcomb.....	Notifying Senate of election by House of Bank Directors.	173	.....	173
Howe.....	To supply Judiciary Committee with statutes and session acts.	179	.....	179
Jones.....	Concerning amendment of road law.	179	.....	179
Richardson.....	Concerning compensation of justices and constables in certain cases.	180	.....	180
Harney.....	Concerning liability of railroads for stock killed.	180	.....	180
Roberts.....	To print 1,000 copies of documents reported to Senate.	180	.....	181
Packard.....	Relative to the organization under the militia law.	180	236.....	181
O'Brien, of Hamilton.....	Adding Mr. Higgins to committee on State prison, north.	183	.....	183
Bloch.....	Fixing time of adjournment.	186	186
	Proposing a visit to the Kentucky Legislature.	194	194, 195.....	195

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Brown.....	202
Bird.....	202
Humphreys.....	202
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Shaffer.....	204
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Donaldson.....	215
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Wolfe.....	216
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Cook.....	232
Griffith.....	232
Puett, Chairman, &c.....	232
Niblack.....	232
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Lasselle.....	232
Niblack.....	232
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Newman.....	232
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Hutchings.....	232
Woodruff.....	232
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Waterman.....	232
Gregory.....	232
✓ Forris.....	232
Shoult of Jay.....	232
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Abbett.....	232
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Niblack.....	232
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Relative to disposition of funds paid by conscientious exempt.....	201
Inquiring of Governor about the arms of the State.....	201
Concerning a claim of Byron D. Angell.....	202
Inquiring whether the Bank of the State has violated its charter.....	202
Inquiring whether the Bank of the State has violated its charter.....	203
Concerning redemption of lands mortgaged to Sinking Fund.....	203
To prevent injury to crops and stocks by sportsmen.....	203
Concerning the appraisalment of property.....	204
Concerning unfinished railroads.....	204
To prevent appointment of incompetent surgeons in the army.....	204
To authorize Committee on Fees and Salaries to employ a clerk.....	205
Concerning the disposition of \$2,000 appropriated in 1861 to the Insane Hospital.....	205
Proposing a joint committee on phrasology.....	215
Proposing a joint convention of several State Legislatures.....	215
Proposing a meeting at Louisville of several State Legislatures.....	215
Inquiring the names of Trustees of State University.....	216
Concerning reduction of clerks' fees in certain cases.....	231
To appoint committee to examine Arsenal.....	231
Relative to persons exempt from military service.....	232
Extending provisions of school law to negroes.....	232
Extending term of Township Trustee to two years.....	232
Concerning the employees of the House.....	233
Relative to the Governor's message.....	233
Extending military power to certain State officers.....	233
Indorsing a joint resolution of the Kentucky Legislature.....	233
Dismissing the Doorkeeper, &c.....	233
Fixing time of adjournment.....	233
In favor of taking more newspapers for mailing.....	233
Concerning Assistants of the Doorkeeper, &c.....	233
Concerning appeals from decisions of mayors and councils of cities.....	233
Concerning military expenses of 1861 and 1862.....	233
Inquiring whether marriage of female ward discharges guardian.....	233
Relative to expediency of abolishing office of township assessor.....	233
Relative to place of meeting of county commissioners.....	233
Concerning amendment of license law.....	233
Relative to the military affairs of the State.....	233
Concerning certain funds in State Treasury.....	233
Indorsing certain orders of Gen. Carrington.....	233
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Concerning firearms imported into Hancock county.....	233
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Concerning collection of agricultural statistics by assessors.....	233
Appointing a prayer meeting for members.....	233
Directing Attorney General to examine title to certain State lands in Posey county.....	233
Inquiring of Governor concerning sutlers, &c.....	233
Touching the destruction of the Rockport Democrat office, &c.....	233

RESOLUTIONS OF THE HOUSE—Continued.

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By whom Introduced.	SUBJECT MATTER OF.	Introduced.	Other proceedings.	Adopted.
Moorman.....	Concerning land mortgaged to the sinking fund.....	317	317
Packer.....	Looking into the conduct of certain military commanders.....	317	317
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